# JOURNAL

of the

# HOUSE OF REPRESENTATIVES

of the

# General Assembly

of the

# Commonwealth of Kentucky

## 1999 Organizational Session

**Held in the State Capitol in the City of Frankfort,
at Frankfort, in the Year of Our Lord 1999,
and in the Two Hundred and Seventh
Year of the Commonwealth**

**Begun on Tuesday, the Fifth Day of January, 1999, and Adjourned
Sine Die on Friday, the Eighth Day of January, 1999**

**Paid for from state funds**

# FOREWORD

The Kentucky Constitution requires each house of the General Assembly to keep a journal as a public accounting of daily legislative activity. It is the official record of action by the General Assembly.

The *Kentucky Revised Statutes* require the Legislative Research Commission to compare, edit, correct, and publish the journals of each chamber. This is the *House Journal* for the Organizational Session of 1999.

The texts of simple and concurrent resolutions appear on first reading or adoption. Appendices contain tables of actions on resolutions and a subject index.

Ms. Wilda Bond, Ms. Gene Wallace, and Ms. Kathy Green prepared the *House Journal* for the 1999 Organizational Session. The edited copy and appendices in this volume reflect the cooperative efforts of the LRC Staff.

ROBERT SHERMAN
Director

The Capitol
Frankfort, Kentucky
1999

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## 1999 Organizational Session


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**TUESDAY, JANUARY 5, 1999**

**FIRST LEGISLATIVE DAY**

At an Organizational Session of the General Assembly of the Commonwealth of Kentucky, held at the Capitol in the City of Frankfort, and begun on Tuesday, January 5, 1999, the two hundredth and seventh year of the Commonwealth, in accordance with the provisions of the Constitution, Speaker Jody Richards assumed the Chair and called the House to order.

Prayer by Reverend David Hinson, First Baptist Church, Frankfort.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The Clerk read the following certificate from the Secretary of State:

I, John Y. Brown III, Secretary of State of the Commonwealth of Kentucky, do hereby certify that, according to the records in the office of the Secretary of State of the Commonwealth of Kentucky and the best information obtainable, the attached is a true and correct list of the duly elected and qualified members of the House of Representatives of the General Assembly of the Commonwealth of Kentucky. Given under my hand and seal of office, this 23rd day of December, 1998.

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|---|---|---|---|
| **1st District** | Charles R. Geveden<br>P. O. Box 518<br>Wickliffe, KY 42087 | **8th District** | John W. Adams<br>6255 Huffman Mill Rd.<br>Hopkinsville, KY 42240 |
| **2nd District** | Fred Nesler<br>P. O. Box 323<br>Mayfield, KY 42066 | **9th District** | James E. Bruce<br>6750 Ft. Campbell Blvd.<br>Hopkinsville, KY 42266 |
| **3rd District** | Frank Rasche<br>2929 Jefferson St.<br>Paducah, KY 42001 | **10 District** | Eddie Ballard<br>P. O. Box 36<br>Madisonville, KY 42431 |
| **4th District** | Mike Cherry<br>803 S. Jefferson St.<br>Princeton, KY 42445 | **11th District** | Gross Clay Lindsay<br>P. O. Box 19<br>Henderson, KY 42420 |
| **5th District** | Buddy Buckingham<br>1717 Magnolia Dr.<br>Murray, KY 42071 | **12th District** | Jim Gooch, Jr.<br>P. O. Box 280<br>Providence, KY 42450 |
| **6th District** | J. R. Gray<br>3188 Mayfield Hwy.<br>Benton, KY 42025 | **13th District** | Brian Crall<br>3336 Bryant Ct.<br>Owensboro, KY 42303 |
| **7th District** | John A. Arnold, Jr.<br>1301 North Lee<br>Sturgis, KY 42459 | **14th District** | Mark A. Treesh<br>5735 Grady Court<br>Philpot, KY 42366 |

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| **15th District** | Brent Yonts<br>232 Norman Circle<br>Greenville, KY 42345 | **25th District** | Jimmy Lee<br>901 Dogwood Drive<br>E-town KY 42701 |
| **16th District** | Sheldon E. Baugh<br>252 West Valley<br>Greenville, KY 42345 | **26th District** | John Michael Weaver<br>131 Mayer Lane<br>E-town KY 42701 |
| **17th District** | Willard "Woody" Allen<br>3750 Gilstrap Road<br>Morgantown, KY 42261 | **27th District** | Jim Thompson<br>50 Crosier Bottom Rd.<br>Battletown, KY 40104 |
| **18th District** | Dwight D. Butler<br>P. O. Box 194<br>Harned, KY 40144 | **28th District** | Charles Miller<br>3608 Gateview Circle<br>Louisville, KY 40272 |
| **19th District** | Dottie J. Sims<br>459 Violet Ave.<br>Horse Cave, KY 42749 | **29th District** | Kevin D. Bratcher<br>5205 Constance Dr.<br>Louisville, KY 40272 |
| **20th District** | Jody Richards<br>817 Culpeper St.<br>Bowling Green, KY 42103 | **30th District** | Tom Burch<br>4012 Lambert Ave.<br>Louisville, KY 40218 |
| **21st District** | Roger Thomas<br>345 Elkins Road<br>Smiths Grove, KY 42171 | **31st District** | Steven Riggs<br>8108 Thornwood Rd.<br>Louisville, KY 40220 |
| **22nd District** | Rob Wilkey<br>1418 Reeder School Rd.<br>Franklin, KY 42134 | **32nd District** | Susan D. Johns<br>3120 Runnymeade Rd.<br>Louisville, KY 40222 |
| **23rd District** | Stephen R. Nunn<br>121 E. Main<br>Glasgow, KY 42141 | **33rd District** | Bob Heleringer<br>14209 Glendower Dr.<br>Louisville, KY 40245 |
| **24th District** | William U. Scott<br>260 Frogg Lane<br>Raywick, KY 40060 | **34th District** | Mary Lou Marzian<br>2007 Tyler Lane<br>Louisville, KY 40205 |

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| **35th District** | Jim Wayne<br>1280 Royal Avenue<br>Louisville, KY 40204 | **45th District** | Stan Cave<br>P. O. Box 2150<br>Lexington, KY 40515 |
| **36th District** | Lonnie Napier<br>302 Danville St.<br>Lancaster, KY 40444 | **46th District** | Larry Clark<br>5913 Whispering Hills<br>Louisville, KY 40219 |
| **37th District** | Perry B. Clark<br>5716 New Cut Road<br>Louisville, KY 40214 | **47th District** | Ron Crimm<br>P.O. Box 43244<br>Louisville, KY 40253 |
| **38th District** | Denver Butler<br>6712 Morocco Dr.<br>Louisville, KY 40214 | **48th District** | Bob M. DeWeese<br>6206 Glen Hill Rd.<br>Louisville, KY 40222 |
| **39th District** | Robert R. Damron<br>231 Fairway West<br>Nicholasville, KY 40356 | **49th District** | Larry Belcher<br>4805 Hickory Hollow Ln<br>ShepherdsvilleKY 40165 |
| **40th District** | Dennis L. Horlander<br>Ste. 6, 1806 Farnsley Rd.<br>Louisville, KY 40216 | **50th District** | Jodie Haydon<br>106 Hillcrest<br>Bardstown, KY 40004 |
| **41st District** | Tom Riner<br>1143 E. Broadway<br>Louisville, KY 40204 | **51st District** | Ricky L. Cox<br>603 Maple St.<br>CampbellsvilleKY 42718 |
| **42nd District** | Eleanor Jordan<br>2704 Grand Ave. Unit 2<br>Louisville, KY 40211 | **52nd District** | Ken Upchurch<br>P. O. Box 991<br>Monticello, KY 42633 |
| **43rd District** | E. Porter Hatcher, Jr.<br>901 S. Western Parkway<br>Louisville, KY 40211 | **53rd District** | Billy D. Polston<br>P. O. Box 248<br>TompkinsvilleKY442167 |

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| **44th District** | Joni L.Jenkins<br>2010 O'Brien Court<br>Shively, KY 40216 | **54th District** | John W. D. Bowling<br>406 Maple Ave.<br>Danville, KY 40422 |
| **55th District** | Jack L. Coleman, Jr.<br>P. O. Box 600<br>Burgin, KY 40310 | **65th District** | Arnold R. Simpson<br>28 W. Fifth St.<br>Covington, KY 41011 |
| **56th District** | Joe Barrows<br>152 Stout Avenue<br>Versailles, KY 40383 | **66th District** | Charlie Walton<br>1663 Brierwood Ct.<br>Florence, KY 41042 |
| **57th District** | H. "Gippy" Graham<br>Room 432G, Capitol Annex<br>Frankfort, KY 40601 | **67th District** | Jim Callahan<br>10 Colonel Pointe Dr.<br>Wilder, KY 41076 |
| **58th District** | Gary Tapp<br>2600 Mt. Eden Rd.<br>Shelbyville, KY 40065 | **68th District** | Joseph Fischer<br>11 Robannette Court<br>Ft. Thomas, KY 41075 |
| **59th District** | Tim Feeley<br>P. O. Box 64<br>Crestwood, KY 40014 | **69th District** | Jon David Reinhardt<br>637 W. Poplar Thicket<br>Alexandria, KY 41001 |
| **60th District** | Paul H. Marcotte<br>10674 Palestine Dr.<br>Union, KY 41091 | **70th District** | Pete Worthington<br>1910 Old Main St.<br>Washington, KY 41096 |
| **61st District** | Royce W. Adams<br>580 Bannister Rd.<br>Dry Ridge, KY 41035 | **71st District** | John Will Stacy<br>P. O. Box 135<br>West Liberty, KY 41472 |
| **62nd District** | Charlie Hoffman<br>406 Bourbon St.<br>Georgetown, KY 40324 | **72nd District** | Carolyn R. Belcher<br>P. O. Box 44<br>Preston, KY 40366 |
| **63rd District** | Jon Draud<br>109 Vernon Dr.<br>Crestview Hills, KY 41017 | **73rd District** | R. J. Palmer<br>126 Shanahan Lane<br>Winchester, KY 40391 |

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| **64th District** | Thomas Robert Kerr<br>5415 Old Taylor Mill Rd.<br>Taylor Mill, KY 41015 | **74th District** | Adrian K. Arnold<br>3589 Aarons Run Rd.<br>Mt. Sterling, KY 40353 |
| **75th District** | Kathy W. Stein<br>364 Transylvania Park<br>Lexington, KY 40508 | **85th District** | Tommy Turner<br>65 Herrin Ct.<br>Somerset, KY 42501 |
| **76th District** | Ruth Ann Palumbo<br>10 Deepwood Dr.<br>Lexington, KY 40505 | **86th District** | Jim Stewart<br>HC 76 Box 556<br>Flat Lick, KY 40935 |
| **77th District** | Jesse Crenshaw<br>121 Constitution St.<br>Lexington, KY 40507 | **87th District** | J. C. "Bo" Ausmus III<br>P. O. Box P<br>Middlesboro, KY 40965 |
| **78th District** | Thomas M. McKee<br>Rt. 8, Box 56 Cook Pike<br>Cynthiana, KY 41031 | **88th District** | Johnnie L. Turner<br>P. O. Box 935<br>Harlan, KY 40831 |
| **79th District** | Susan Westrom<br>2965 B Candlelight Way<br>Lexington, KY 40502 | **89th District** | Marie L. Rader<br>P. O. Box 323, U.S. 421<br>McKee, KY 40447 |
| **80th District** | Danny Ford<br>P. O. Box 1245<br>Mt. Vernon, KY 40456 | **90th District** | Barbara White Colter<br>200 Langdon St.<br>Manchester, KY 40962 |
| **81st District** | Harry Moberly, Jr.<br>P. O. Box 721<br>Richmond, KY 40476 | **91st District** | VACANT |
| **82nd District** | Charles L. Siler<br>3570 Tackett Creek Rd.<br>Williamsburg, KY 40769 | **92nd District** | Phillip Childers<br>P. O. Box 20<br>Garner, KY 41817 |
| **83rd District** | Jeffrey H. Hoover<br>288 Lakeview Dr.<br>Jamestown, KY 42629 | **93rd District** | Chris Ratliff<br>P. O. Box 1379<br>Pikeville, KY 41502 |

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| **84th District** | Scott Alexander<br>1896 Combs Road<br>Hazard, KY 41701 | **94th District** | Ira E. Branham<br>P. O. Box 1499<br>Pikeville, KY 41502 |
| **95th District** | Gregory D. Stumbo<br>P. O. Box 511<br>Prestonsburg, KY 41653 | **98th District** | Hoby Anderson<br>P. O. Box 905<br>Flatwoods, KY 41139 |
| **96th District** | Robin Webb<br>404 West Main St.<br>Grayson, Ky 41113 | **99th District** | Rocky Adkins<br>P. O. Box 688<br>Sandy Hook, KY 41171 |
| **97th District** | Hubert Collins<br>72 Collins Lane<br>Wittensville, KY 41274 | **100th District** | John F. Vincent<br>P. O. Box 2528<br>Ashland, KY 41101 |

"My Old Kentucky Home" was sung by David Hamlin.

Former Governor Julian Carroll addressed the body as follows:

Mr. Speaker, Mr. Speaker Pro Tem, gentleman from Floyd, and other members of the Leadership, members of the House of Representatives of the Commonwealth of Kentucky and distinguished ladies and gentlemen. Of all the years that I've had the opportunity to serve the people of Kentucky, I candidly say to you my greatest love was right here in the House of Representatives. This is a great place to be able to serve the people of Kentucky and let me start by commending each and everyone of you upon your either election or your re-election.

The Speaker has asked me today in a very short period of time to try to give you a little history of this House as I know it. Let me tell you that I could probably go back a little further than that which I have personally experienced but I believe that you would come to have a great appreciation of the progress of this House of Representatives in achieving its independence as a separate branch of government in the Commonwealth of Kentucky if I just go back to my own years. Although I do want to tell you that when I first came to the House in 1962, I was told that in most sessions-previously back in the term of Governor Earl Clements. That Governor Clements use to sit in this chair on the left side of the Speaker and told the Speaker who to recognize and who not to recognize. I will say to you that obviously that times have changed very well.

But what I really want to point to you, I believe is the major change that occurred in the General Assembly with the election of a Republican Governor in 1967. Very candidly speaking, there was no Democratic Governor around to tell the members what to do. So when I became Speaker in 1968, I want you to know that in this House there were 67 committees. Why 67? Because there were 67 Democrats. Mr. Floor Leader I know you would like to see it that way again if I might say so, but I want to let you know in the Senate there were 38 committees.

Because there were 38 senators and each senator wanted to be a chairman of a committee. Effectively speaking in those early 60's before '68 we had two functioning committees in each House. The functioning committees were called Statutes 1 and Statues 2. I had the pleasure of serving on the Statues 1 committee and just to give you an example of how we operated, Governor Breathitt came to the floor of this House in 1964 to deliver his Budget Address. While he was shaking hands, our presiding officer called a recess. Our committee met in the corner of the chamber and reported the bill out with the expression of the opinion that it ought to pass and Governor Breathitt was still on the Floor shaking hands. The budget then passed both houses in five days.

But in 1968 with the help of a great friend of the legislature, Jim Fleming who was our LRC Director at the time. We wrote new rules for the House and the Senate. Substantially the rules under which you operate today. Reducing our committees substantially, identifying the jurisdiction of each of our committees, and providing for a very efficient system by which to get our work done. I will tell you that I can remember back, I asked my old friend from Christian this morning if he remembered the 1966 Session of the General Assembly and he said that he did and I will tell you there were numerous times in the '66 session

when at least half or more of the members were standing on the top of their desk screaming at the Speaker.

When I first came to the house in the 1962 and sat in the second role of the second seat, my wife and my family joined me at my seat as did most other legislators' wives, and family, and friends, and associates, your banker, school superintendent, whoever you wanted on the floor. When I became Speaker in 1968, we put guards on the doors and limited the floor to the members and the staff and their guests. We put the family in the gallery. Well low and behold the family started telling us they loved it because they finally could hear what was going on in the gallery. For as they didn't know what was going on on the floor but I will tell you by design in those days, it was fairly much in the interest of the executive branch of government that you now know what was going on. Each of the members received a list of bills that were to be passed and each received a list of bills that were to be defeated. That's the way it went. But I will tell you with Statutes 2 committee, all the bills that were to be defeated were sent to Statutes 2 and one of the prerequisites of serving on the Statutes 2 was that you never met. Because as long as you didn't meet, there was no danger of you reporting a bill out.

But then times have changed substantially. I particularly remember and some of the members who are here today will remember that when I retired from public office back at the time we use to have the Governor come and address the pre-legislative conference. I said to the General Assembly at that time, I said "I want to challenge you with what I believe is an admonition that will bring you success. The admonition is that with power comes responsibility." Words this morning cannot express my pride in the responsibility that this House and our Senate and our General Assembly has taken in achieving independence in our branch of government in the Commonwealth of Kentucky. I could start listing all kinds of issues, whether it be health care, education or environmental matters. That you have addressed some tough issues, made some tough decisions and still went home and came back. Some went home and didn't come back.

But I commend you on your progress and I continue that admonition for our new members particularly. You are here today as an independently elected legislator from your district. I would admonish you that in a House of 100 members there has to be someone that leads the membership. That comes primarily in your Speaker, your Speaker Pro Tem, your Caucus Chairman and your Floor Leaders of both parties. With that leadership you can face the major challenges that you will have now in the coming millennium as we approach the year 2000. Indeed it is my pleasure to come and give you that short report but I come primarily with the pride that I have seen in the relationship that has been developed in this House with the Senate and the Senate with the House and with both bodies with the Governor of the Commonwealth of Kentucky. Because you cannot function adequately without that relationship with the Governor.

I commend the Governor, particularly Governor Patton because I believe in many respect he's understood his responsibility to cooperate with this General Assembly. I thank you very much for the opportunity to come and share with you a few minutes today but I particularly wish for each and every member of this body and particularly the leadership of this body. Good health and prosperous 1999 New Year. Thank you very much and a good day.

Said Representatives were administered their oath of office by The Honorable Joseph E. Lambert, Chief Justice, Kentucky Supreme Court.

The roll was called. All members present except Representative Hatcher.

Representative Ballard moved that the absent member be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Stumbo moved that the Journal reflect that each member produced a Certificate of Election and that such certificates be confirmed. Agreed.

Representative Stumbo moved that floor privileges be granted to special guests. Agreed.

Representative Stumbo moved the nomination of the House Constitutional Officers to serve until midnight December 31, 1999:

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|---|---|
| Chief Clerk: | Lois Pulliam |
| Assistant Clerk: | Julie Wheat |
| Enrolling Clerk: | Margaret Watts |
| Sergeant at Arms: | Emmett A. Slattery |
| Chief Doorkeeper: | William E. Davis |
| Cloakroom Keeper: | Frank Smith |

Cloakroom Keeper: Aubrey Morris

Janitor: George Fritz

Representative Stumbo moved that the nominations cease and the Constitutional Officers be elected by acclamation. Agreed. The oath of office was administered to the Constitutional Officers by Chief Justice Joseph E. Lambert.

**Introduction of Resolutions**

Representative Stumbo moved that the rules be suspended to introduce and act upon **HR 1** and **HR 2**.

**HR 1**, by Representative Stumbo: A RESOLUTION extending an invitation to the pastors of Frankfort churches to open sessions of the 1999 Organizational Session with prayer..

**HR 2**, by Representatives Richards, Jim Callahan, L. Clark and Stumbo: A RESOLUTION directing appointment of a committee to wait upon the Governor.

Representative Stumbo moved the adoption of the following **HR 1**:

**HR 1,** A RESOLUTION extending an invitation to the pastors of Frankfort churches to open sessions of the 1999 Organizational Session with prayer.

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. The Sergeant-at-Arms is directed to invite the pastors of the various churches of Frankfort to attend meetings of the House of Representatives and open daily sessions of the 1999 Organizational Session with prayer.

There being no objection **HR 1** was adopted.

Representative Stumbo moved the adoption of the following **HR 2**:

**HR 2,** A RESOLUTION directing appointment of a committee to wait upon the Governor.

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. That the Speaker appoint a committee of this House to join a like committee from the Senate to wait upon the Governor and inform him that the 1999 Organizational Session of the General Assembly is prepared to receive any message he may care to deliver.

There being no objection **HR 2** was adopted.

The Speaker announced the following committee to wait upon Governor Paul E. Patton: Representatives Sims, Riggs, Marcotte, Palumbo, Branham, and Collins.

**Recess**

Representative Stumbo moved that the House recess until 1:30 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Representative Stumbo moved that the rules be suspended to allow Chuck Johnson to sing special music to honor Paul Mason. Agreed.

Representatives Adkins, Nunn, Stacy, Collins, Siler, Burch, and Riner paid tribute to Paul Mason.

Representative Stumbo moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

**HR 4**, by Representatives Adkins, Stacy, Nunn, Stumbo, Collins, Richards, Burch, Scott, Stein, Crenshaw, Geveden, and Heleringer: A RESOLUTION adjourning in loving memory and honor of State Representative Paul Mason.

Representative Stumbo moved the adoption of the following **HR 4**:

**HR 4,** A RESOLUTION adjourning in loving memory and honor of State Representative Paul Mason.

The most prominent glory of a country is in its great men -- a nation's spirit -- and its success will depend on its willingness to

learn from their example. In life we shall find many men that are great, and some men that are good, but very few men that are both great and good. Paul Mason of Whitesburg -- the Gentleman from Letcher 91 -- was both.

With deep respect, we pay homage and tribute to our dear friend Paul Mason.

WHEREAS, State Representative Paul Mason died Tuesday, December 8, 1998, crossing that final bourne from which no traveler returns; and

WHEREAS, Paul Mason was the proud son of Hattie Mason, devoted husband of his dear wife Peggy, and loving father to his daughter Belinda and sons Nick and Mark; and

WHEREAS, elected by the citizens of Letcher and Pike Counties, Paul Mason served in his first Regular Session of the Kentucky General Assembly in 1988; and

WHEREAS, during his tenure Paul Mason was an integral member of the Health and Welfare Committee; Transportation Committee; Appropriations and Revenue Committee; Labor and Industry Committee; Natural Resources and Environment Committee; Judiciary-Civil Committee; Poverty Commission; and the Budget Review Subcommittee on Human Resources; and

WHEREAS, it was as Chair of the Budget Review Subcommittee on Human Resources where Paul Mason used his political skills and savvy to guarantee the poor, the elderly, and the children of the Commonwealth would have equal access to health care and equal protection of their right to personal choices; and

WHEREAS, Paul Mason was a nationally recognized advocate of laws relating to AIDS, and he worked tirelessly to educate people about the disease -- he continually fought to prevent discrimination against people infected with AIDS, to improve testing techniques to detect the AIDS virus in donated blood, and to criminalize the activity of a person with AIDS engaging in sexual relations with an unsuspecting partner; and

WHEREAS, Paul Mason pioneered the program "Kentucky Homeplace" -- a unique and innovative grass-roots effort to train volunteers to check on their neighbors, identify their medical needs, assist with making doctor's appointments, and transport them to health care facilities; and

WHEREAS, Paul Mason was a true statesman, a selfless individual who never stopped fighting to make "government" have a face and a heart to respect and assist the thousands of faceless Kentuckians who so desperately need government's help; and

WHEREAS, even though we have been forced to say good-bye to Paul Mason, one of our greatest native sons, we can draw comfort from the example he set -- from the way he lived life every day -- so that his sincerity and compassion will never be lost; and

WHEREAS, our friend and colleague is now rejoicing in his reunion with his beloved daughter Belinda; and

WHEREAS, we pause today to say, "Thank you, Paul, for always giving of yourself, and for showing us the noble side of politics"; and

WHEREAS, in a moment of quiet reflection, do not be surprised if a warm breeze touches you in a familiar way -- it will be Paul's gentle hands looking over you;

NOW, THEREFORE,

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. The House of Representatives hereby pays homage and tribute to the venerated Gentleman from Letcher 91, Paul Mason.

Section 2. The House of Representatives hereby expresses its profound sense of sorrow upon the passing of Paul Mason, and extends its most heartfelt sympathy to his mother Hattie, wife Peggy, and sons Nick and Mark.

Section 3. The passion, dedication, and social consciousness Paul Mason brought to the Kentucky General Assembly, the citizens of the Commonwealth, and the entire nation will never be forgotten.

Section 4. The members of this body, both individually and collectively, proclaim Paul Mason to have been an outstanding citizen and exemplary representative of the Commonwealth.

Section 5. When the House of Representatives does adjourn this day, Tuesday, January 5, 1999, it does so in loving memory and honor of State Representative Paul Mason.

Section 6. The Clerk of the House is directed to transmit a copy of this Resolution to the family of Paul Mason.

There being no objection **HR 4** was adopted.

Roll call to show co-sponsors of **HR 4** - J. Adams, R. Adams, Adkins, Alexander, Allen, Anderson, A. Arnold, J. Arnold, Ausmus, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D. Butler, D. D. Butler, Callahan, Cave, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cox, Crall, Crenshaw, Crimm, Damron, DeWeese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Johns, Jordan, Kerr, Lee, Lindsay, Marcotte, Marzian, McKee, Miller, Moberly, Napier, Nesler, Nunn, Palmer, Palumbo, Polston, Rader, Rasche, Ratliff, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein,

Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Worthington, Yonts.

Mrs. Paul Mason addressed the Body.

Representatives D. D. Butler, Walton, Crimm, Webb, Napier, Vincent and Ford paid tribute to Walter Gee.

Representative Ford moved that the rules be suspended to introduce and act upon **HR 3**. Agreed.

**HR 3,** by Representative Ford: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Walter Gee.

Representative Ford moved the adoption of the following **HR 3**:

**HR 3,** A RESOLUTION adjourning the House of Representatives in loving memory and honor of Walter Gee.

With deepest respect and admiration, we pay homage and tribute to our friend and colleague, Walter Gee, a kind and loving gentleman, and we pause in silent reverence for his soul.

WHEREAS, Walter Gee was born on December 28, 1927, a native of Grayson, Carter County, Kentucky, and traversed these earthly bounds on May 28, 1998; and

WHEREAS, Walter Gee was the loving son of Carrie Buck Gee and Hurst Gee, who preceded him in death; and

WHEREAS, Walter Gee was the devoted husband of Ramona Sexton Gee; he was the adored father of a son, Steven Gee of Greensboro, North Carolina and two daughters, Kara Nell Johnson of Grayson and Deana Kathleen Ray of Thomasville, North Carolina; and he was the proud grandfather of James Walter Craig; and

WHEREAS, Walter Gee served his country with distinction in the United States Army during World War II; and

WHEREAS, Walter Gee was the proprietor of Davis Hardware in Grayson; he was a licensed funeral director and former Carter County coroner; he was a member of Trimble Lodge 145 F. and A.M.; he was a devout Presbyterian and a member of the Normal Presbyterian Church in Catlettsburg, and he served as elder at Mary Spears Presbyterian Church in Hitchins; and

WHEREAS, Walter Gee served his constituents from the 96th Representative District with pride from 1991 until 1998, where he had served on the Agriculture and Natural Resources Committee, the Labor and Industry Committee, the Local Government Committee, the Veterans' Affairs Subcommittee, the Agriculture and Small Business Subcommittee, the Employment Standards Subcommittee and the Tobacco Task Force; and

WHEREAS, Walter Gee was a highly respected and diligent member of the Kentucky General Assembly where he was loved by all, and it is with fond recollection that we remember him not only for his many accomplishments and friendships made and sustained through the years, but also the dedication, professionalism, and high moral principles he exemplified; and

WHEREAS, the passing of Walter Gee has left a void that will be difficult to fill, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. This honorable body does hereby express its utter sense of bereavement and loss upon the passing of Walter Gee, and extends to his family and many friends its most profound and deepest sympathy.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Walter Gee.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs. Ramona Sexton Gee, 110 East Main Street, Grayson, Kentucky 41143.

There being no objection **HR 3** was adopted.

Roll call to show co-sponsors of **HR 3**--J. Adams, R. Adams, Adkins, Alexander, Allen, Anderson, A. Arnold, J. Arnold, Ausmus, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, Burch, D. Butler, D. D. Butler, Callahan, Cave, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cox, Crall, Crenshaw, Crimm, Damron, DeWeese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Heleringer, Hoffman, Hoover, Horlander, Jenkins, Johns, Jordan, Kerr, Lee, Lindsay, Marcotte, Marzian, McKee, Miller, Moberly, Napier, Nesler, Nunn, Palmer, Palumbo, Polston, Rader, Rasche, Ratliff, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Worthington, Yonts.

Representative Ford moved that the rules be suspended to allow Mrs. Walter Gee to address the Body. Agreed.

Mrs. Walter Gee addressed the Body.

**Motions, Petitions and Communications**

Representative Stumbo moved that the rules be suspended to act upon Resolutions and Citations. Agreed.

**Announcements**

The following meetings were announced:

Majority Caucus, Room 149 upon adjournment

Minority Caucus, Room 129, upon adjournment

Mountain Caucus, 10:30 a.m., Room 316, January 6

**Adjournment**

Representative Stumbo moved that the House adjourn until 11:00 a.m., January 6, 1999.

On the roll call the vote was **Yeas 92**--J. Adams, R. Adams, Adkins, Alexander, Allen, A. Arnold, J. Arnold, Ausmus, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Buckingham, Burch, D. Butler, D. D. Butler, Callahan, Cave, Cherry, Childers, L. Clark, P. Clark, Coleman, Collins, Colter, Cox, Crall, Crenshaw, Crimm, Damron, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Johns, Jordan, Kerr, Lee, Lindsay, Marcotte, Marzian, McKee, Miller, Moberly, Napier, Nesler, Nunn, Palmer, Palumbo, Polston, Rader, Rasche, Ratliff, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 3**--DeWeese, Heleringer, Stewart.

The motion to adjourn was adopted.

**WEDNESDAY, JANUARY 6, 1999**

**SECOND LEGISLATIVE DAY**

The House was called to order by Speaker Richards.

Prayer by Reverend David Hilton, retired minister, First United Methodist Church, Frankfort.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representatives Anderson, Hatcher, and T. Turner.

Representative Ballard moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of January 5, 1999, be dispensed with and the same approved. Agreed.

The Chief Doorkeeper announced the arrival of the Governor of the Commonwealth of Kentucky.

The Chief Clerk assumed the chair.

Representative Moberly moved the nomination of Representative Jody Richards as Speaker of the House of Representatives.

Representative Moberly moved that the nominations cease and that Representative Jody Richards be elected Speaker of the House of Representatives by acclamation. Agreed.

Representative Jody Richards was elected Speaker of the House of Representatives by acclamation. A committee composed of Representatives Geveden, Lee, Johns, R. Adams, Stacy, Crenshaw and Webb escorted the newly elected Speaker to the podium.

The oath of office was administered to Speaker Richards by the Honorable Joseph E. Lambert, Chief Justice Kentucky Supreme Court.

Speaker Richards resumed the chair.

The Honorable John Minton, Circuit Judge Warren County Second Division, addressed the Body.

Gary Ransdell, President, Western Kentucky University, addressed the Body.

Chief Justice Joseph Lambert addressed the Body.

Governor Paul E. Patton addressed the Body as follows:

Thank you Mr. Speaker. Mr. Speaker, Justice Lambert, other leaders of the General Assembly, and members of this august body, and ladies and gentlemen. It is a distinct pleasure for me to again be a part of this renewal of the American democratic system and this particular part that we play in our society called Kentucky. It is absolutely awesome to think about what we as a people have built upon this continent through democratic government. This concept of free, independent, separate, and equal bodies to lead our country and our state in absolutely ingenious and it works well. With all of the minute problems, the frustrations of our daily operation of government, it really is rewarding to sit back and look at it in the big picture over time and just marvel at how well that it actually works and I'm very very optimistic about the next two years in Kentucky.

I sense a commitment of renewal, a spirit of cooperation, a dedication to progress that very well may be unprecedented in modern Kentucky history and I look forward to working with you all to make that the opportunities that present themselves are taken advantage of and I commit to you to continue to respect and work with this body as equal and independent partners as we together try to strive for the answers and try to implement those solutions to make our society better.

Mr. Speaker let me offer to you my personal congratulations on this significant achievement that you have accomplished. Certainly the record that you have built over these four years of leadership and your prior service in this body has built a understanding of the way it works and the responsibilities that the Speaker's Office holds and your skilled in exercising those responsibilities have earned you the respect of your colleagues and they have certainly justly re-elected you to your third term and that fact speaks well of the body as a whole. So I congratulate you on your public achievement and I thank you on behalf of all of the people of Kentucky for the effort that you are making on our behalf. I know first hand how hard that you work at the job. I know first hand the time that you take away from your family. That lovely young lady down there not unlike our Paige. (Good Uno player, huh? We may have to get into a contest one of these days) But I know first hand how much time you take away from that family that you would find much more personally enriching. I know first hand how much of a sacrifice that you

make to your business or on behalf of your business to be able to do the things that this office requires you to do and I thank you on behalf of all of the people of Kentucky.

On a more personal note, I thank you for being my friend and for being my advisor and for all of the help that you have been, particularly during that first year of us trying to learn how to handle the responsibilities that we had assumed. I just thank you for being my friend and being willing to serve to make this Commonwealth better. It continues to amaze me that we can get so many good men and women that are willing to deal with the daily frustrations that public office holds. With the dangers that it entails, but with the opportunity that it presents.

Mr. Speaker, I can say that almost without exception your colleagues in this chamber exhibit the same qualities of dedication to making this Commonwealth better. We differ on issues and we always will and it's the beauty of the system. But the commitment of the people in this body and the people in the Senate and the people on the Judiciary is absolutely amazing and I'm just pleased to be partners with you in the great challenge that we have and the great opportunities that lie before us.

Let me thank each of you individually for your advice and counsel over these last three years. I've learned a lot but perhaps what I have learned the most is the beauty of the legislative process and the value of public debate. Until I assumed this office I had never been involved in this process on this magnitude and at this level of sophistication and I have been amazed at how well that has worked. I have presented to you numerous proposals and propositions that we have worked on for months and even years that we have analyzed, and discussed, and seeked advice on, and we thought that it was a real good proposal, and yet without exception your input and that process of public debate have made them better and it just continues to inspire me to work harder. So to you personally, thank you and to all of your colleagues.

Thank you for your support, advice and input in the past and let me continue to solicit it for the future. It's going to be a good two years. God bless everyone of you.

The Speaker recognized elected Constitutional Officers and the Governor's staff.

The Speaker addressed the House as follows:

Thank you so very much. To be elected Speaker of the Kentucky House of Representatives for a third time is an honor beyond measure. Words are inadequate to express how I feel about the faith and trust members of the Kentucky House have shown in me. This honor is one I shall always treasure and for which I shall be eternally grateful. It seems like only yesterday, not 1976, when I was sworn in for my first term as representative. I was anxious to serve but in awe of the legislative process that is the very heart of democratic government. I am proud to say these two feelings have not dulled over time. The reason is simple: I hold the General Assembly, particularly the House of Representatives, in great reverence. The House has helped me accomplish much, both for the Commonwealth and for those I serve in Bowling Green and Warren County.

As Speaker, I take pride in keeping my eyes to the future. But as someone privileged to serve in this institution for nearly a quarter of the 20th Century, I hope I never lose sight of our past. And as I stand here today, the memories as vivid as ever, I must say:

*What a better place this institution is than it was 23 years ago. Indeed, what a better place Kentucky is.*

The list of our victories is long, but let me just mention a few:

We have traveled from the days when our public school system, underfunded and under siege, dwelled in the cellar of all national rankings to what it is today: a shining system among the most admired and emulated in the nation.

We have traveled from a series of budget shortfalls, program cuts, and tax increases to an era of surpluses and investment in projects across Kentucky.

We have traveled from a system of higher education that needed to be modernized and given new missions to coherent and restructured institutions that have set their sights to a level of greatness never before seen in Kentucky.

In turn they will pave the way for thousands of young Kentuckians who will be attending them with the aid of state-sponsored scholarships earned through academic success.

Not long ago the legislative branch was dominated by the executive branch, in clear contradiction of the dream of our forefathers who envisioned our representative democracy. We now have a Legislature working in partnership with governors who govern but do not legislate, for we have strengthened our role as one of the branches of government, the People's Branch.

As we stand here today, readying for a new millenium, it is fair to think about how much we have accomplished. But few would dispute that we still have far to go. I mean that in a good way. I mean it in the best and most exciting way possible.

*There's an unparalleled world of opportunity out there; and there's a new Kentucky not yet born, in a new century we can barely begin to imagine. That new Kentucky is ours to create.*

By any measure, there seems little but opportunity ahead of us. Let us resolve to take advantage of those opportunities while reaching our goals with enthusiasm and excitement. What are our goals?

One is to make sure our young citizens have the best education possible, from their first day in school to the last.

We should work toward keeping our best and brightest so they do not feel the need to move elsewhere to succeed.

We should make Kentucky a place where it is easier than anywhere in the nation to establish and successfully grow small businesses.

We should make it possible for every Kentuckian, *every one*, to have adequate drinking water, safe and inexpensive sewer service, and a quality network of roads.

We should do all we can to make Kentuckians feel safe, both in and out of their homes.

Finally, we must continue perfecting this system of representative government we hold in trust for future generations. Some might say the time has come to consolidate our gains, to rest and regroup, from the hard work and triumphs of the century and the decade just past.

I say let us do more. We are Kentuckians, sons and daughters of pioneers, who came through Cumberland Gap to forge the foundation of today's Commonwealth.

We are Americans, too. Our faith always points us to better days ahead, but that faith cannot be filled without hard work. We can pause and admire what we have accomplished, or we can seize the day and improve upon it.

I say let us seize this day and choose action over apathy, principles over partisanship, cooperation over conflict, and the promise of our future over dwelling on our past.

The choice is clear. In fact, for me, there is no choice at all. I would not stand for Speaker unless I proposed to lead this House forward. We were not made to mark time. And that's my promise to you and to the people of Kentucky this day.

To quote another Kentuckian, a great one who also served as Speaker of this House as well as the U.S. House: *"I hope our happy form of government is to be perpetual. But, if it is to be preserved, it must be by the practice of virtue, by justice, by moderation, by magnanimity, and by greatness of soul."* That same great Kentuckian also said: *"Government is a trust, and the officers of the government are trustees; and both the trust and the trustees are created for the benefit of the people."*

So in that spirit, stated so well by the great Kentuckian, Henry Clay, let us take up the people's work once again; and like pioneers, lead this Commonwealth to a new century, a new millenium. Let us build on our strengths, which lie in our proud heritage, as well as the natural talents and goodness of our people. With these priceless assets we can create vibrant, nurturing communities, a roaring economy, a beautiful environment, and honest, participatory government. Thank you so much.

Representative Adkins moved the nomination of Representative Larry Clark as Speaker Pro Tempore of the House of Representatives.

Representative Adkins moved that nominations cease. Agreed.

Representative Larry Clark was elected Speaker Pro Tempore of the House of Representatives. A committee composed of Representatives Scott, Lee, Marzian, R. Adams, Crenshaw, and Adkins escorted the newly elected Speaker Pro Tempore to the Podium.

The oath of office was administered to Speaker Pro Tempore Clark by Chief Justice Joseph E. Lambert.

Representative Callahan announced Majority Leadership as follows:

| | |
|---|---|
| Floor Leader | Representative Gregory D. Stumbo |
| Whip | Representative Joe Barrows |
| Caucus Chairman | Representative Jim Callahan |

Representative Hoover announced Minority Leadership as follows:

| | |
|---|---|
| Floor Leader | Representative Danny Ford |
| Whip | Representative Willard "Woody" Allen |
| Caucus Chairman | Representative Jeff Hoover |

**Introduction of Resolutions**

**HR 5**, by Representatives Richards, L. Clark, Stumbo, Callahan and Barrows: A RESOLUTION adopting Rules of Procedure to govern the 1999 Organizational Session of the House of Representatives.

Representative Stumbo moved that the rules be suspended to act on **HR 5**. Agreed.

Representative Stumbo moved the adoption of the following **HR 5**:

**HR 5,** A RESOLUTION adopting Rules of Procedure to govern the 1999 Organizational Session of the House of Representatives.

*Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:*

Section 1. That the following Rules of Procedure are adopted to govern the 1999 Organizational Session of the House of Representatives:

**Rule 1. Hours of Meeting.** The House shall meet at times set by the Committee on Committees.

**Rule 2. Quorum.** A majority of the members elected to the House shall constitute a quorum. If a quorum is not present at the time fixed for a meeting of the House, five members may adjourn or recess from day to day or from time to time and fifteen members may order a call of the House and send for absent members.

**Rule 3. Call of the House.** Upon a call of the House, the Clerk shall call the roll. Absentees are then only noted, but no excuses shall be made until the full roll is called. The Clerk shall then call the absentees again. Excuses will be heard at this time. The doors of the House Chamber shall then be closed and the absentees not excused by the House may be sent for and arrested by the Sergeant-at-Arms and the House shall determine upon what conditions they shall be discharged from arrest. Members who voluntarily appear shall be immediately admitted to the floor of the House and names returned upon the Journal as present unless the House otherwise directs. Excuses for leaves of absence must receive a consent approval of 2/3 of the members elected.

**ORDER OF BUSINESS**

**Rule 4. Order of Business.** The order of business shall be as follows:

1. Invocation.
2. Pledge of Allegiance.
3. Roll Call.
4. Reading and Approval of the Journal.
5. Introduction and Reading of New Bills and Resolutions Introduced by Title and Sponsor.
6. Report of Reference of Bills to Committees.
7. Report of Committees.
8. First Reading of Bills.
9. Second Reading of Bills.
10. Orders of the Day.
11. Motions, Petitions and Communications.
12. Announcements.
13. Adjournment.

No more than thirty minutes shall be allotted to Motions, Petitions and Communications.

**Rule 5. Unfinished Business.** Unfinished business which was being considered upon adjournment shall have precedence in the class of business to which it properly belongs upon the next succeeding legislative day.

**MOTIONS**

**Rule 6. Reading of Motions.** When a motion has been made and seconded, it shall be stated by the Speaker, or, being in written form, it shall be read by the Clerk before debate, amendment or motion concerning it shall be in order.

**Rule 7. Withdrawal of Motions.** Every oral motion after it has been stated by the Speaker, and every written motion, bill, resolution or other paper, after it has been read by the Clerk, shall be the property and in the possession of the House and shall not be withdrawn without consent of the House. Every written motion, report or measure may be committed or recommitted at the pleasure of the House.

**Rule 8. Order of Questions.** All questions, whether in Committee of the Whole or in the House, when not privileged questions, shall be propounded in the order in which they were moved, except that in filling blanks the smallest sum and the most remote date shall be put first.

**Rule 9. Precedence of Motions.** When a question is under consideration, no motion shall be in order except:

1. To call the House when there is no quorum present.
2. To fix the time to which the House shall adjourn.
3. To adjourn.
4. To take recess.
5. To lay on the table.
6. For the previous question.
7. To limit or extend limits of debate.
8. To postpone to a fixed time.
9. To lay on the Clerk's desk.
10. To refer or commit.
11. To amend.
12. To postpone indefinitely.

The above several motions shall have precedence in the order in which they are arranged and the first seven of them shall not be debatable.

A second motion to adjourn, to take a recess, to lay on the table, for the previous question, to limit or extend limits of debate, to postpone to a time certain, to lay on the Clerk's desk, to refer or commit or to postpone indefinitely shall not be in order on the same day, upon the same question, and at the same status unless other business intervenes; provided, however, that amendments may be made to the time to which it is proposed to adjourn, to take a recess or to postpone to a fixed time.

**Rule 10. Motion to Adjourn.** A motion to adjourn, to take a recess, or a motion to adjourn to a time certain, shall always be in order, except when a member is speaking, while a vote is being taken or when the Committee on Committees is reporting; subject, however, to the limitations set out in Rule 9. A motion to adjourn or a motion to adjourn to a time certain shall be taken by roll call vote.

**Rule 11. Motion to Table.** The adoption of the motion to table, under these rules, defeats the subject matter under consideration. The reconsideration of the motion to table shall require approval of a majority of the members elected.

**Rule 12. Previous Question.** The previous question may be ordered by a majority of the members elected. On the call of the roll, no member shall be allowed to speak more than three minutes to explain his vote and shall not speak at all if the question is not a debatable question. The effect of the previous question shall be to put an end to all debate; to prevent the offering of additional amendments and to bring the House to an immediate vote upon the measure and amendments that have been called and are in order. After the previous question has been ordered, and before the vote upon the main question, the opponents of the measure shall have ten minutes, and proponents of the measure shall have ten minutes.

**Rule 13. Motion to Set the Limits on Debate.** A motion to set a time limit for debate on a measure, in excess of that permitted under Rule 12, shall be in order unless the previous question shall have been ordered on the measure. The time limit set for debate under this rule shall be allotted by the Speaker evenly between the opponents of the measure and the proponents of the measure. Adoption of a motion under this rule does not prevent the offering of additional amendments.

**Rule 14. Motion to Reconsider.** A motion to reconsider a vote shall not be in order unless made by a member who voted upon the prevailing side of the question, nor shall such motion be in order unless made within two legislative days in which the House is in session next after the date the vote was taken; however, the motion to reconsider when coupled with the additional motion to lay that motion upon the table may be made by any member.

**Rule 15. Motion to Lay on Clerk's Desk.** The effect of the adoption of a motion to lay on the Clerk's desk under these rules is to place in charge of the Clerk the pending question and everything adhering to it. A motion laid on the Clerk's desk may be taken from the desk and proceeded with at any time in the same order as when laid on the Clerk's desk.

**Rule 16. Motion to Strike Out Enacting Clause.** A motion to amend by striking out the enacting words of a bill or resolution shall have precedence over a motion to amend; and, if adopted, shall have the same effect as though the bill or resolution were regularly voted upon and rejected.

**Rule 17. Motion to Separate Part of a Measure.** A motion to commit, recommit, or postpone a part of a measure so as to separate that part of the measure from the remainder shall not be in order.

**Rule 18. Postponement of Measure.** When a measure shall have been postponed indefinitely it shall not be in order again during the session.

**Rule 19. Reading of Pending Papers.** Any pending bill, resolution, motion or report shall be read upon the request of any member, with the concurrence of a majority of the members elected to the House, but it shall not again be read on the same day unless so ordered by the House.

**Rule 20. Nominations.** In all elections a previous nomination shall be made.

## MEMBERS

**Rule 21. Attendance of Members.** No member shall absent himself from a session of the House without leave from the House. Written request for leave of absence may be obtained from the Clerk of the House and shall be submitted to the Speaker. The request shall state thereon the member's excuse for obtaining the leave. No excuse for leave of absence shall be heard from the floor.

**Rule 22. Decorum of Members.** No member shall designate another member by name.

**Rule 22A. Point of Personal Privilege.** To be in order, a point of personal privilege must relate to allegations regarding the rights, reputation, or conduct of a member personally, in his or her capacity as a representative, that, if true, would incapacitate them for membership. Members who have the floor after claiming a point of personal privilege shall confine themselves to defending their own rights, reputations, or conduct, and not those of other members. Members wishing to make general comments about pending legislation, media coverage, or other matters that would be out of order if raised as a point of personal privilege shall use Motions, Petitions, and Communications.

**Rule 23. Call to Order.** If any member, in speech or otherwise, transgress the rules of order or decorum, he shall immediately be called to order by the chair and shall take his seat. The Clerk shall reduce the objectionable words to writing and read them to the House. After hearing a short explanation from the member called to order, or upon the withdrawal of the objectionable language, the Speaker may permit the member to proceed, or may compel silence upon him until the matter is disposed of. The ruling of the chair shall be subject to an appeal to the House. A member offending the House shall be liable to censure.

**Rule 24. Debate.** No member may speak more than once to the same subject until all members desiring to be heard have spoken, but nothing in this rule shall do away with the previous question if then in effect, nor permit debate on an undebatable motion.

No member shall speak more than thirty minutes in the aggregate on any question or measure, at the end of which period, or any portion thereof, the floor shall be returned to the Speaker.

**Rule 25. Members Shall Vote at Seats.** A member shall vote only when at his seat or visibly approaching it.

## OFFICERS AND EMPLOYEES

**Rule 26. Duties of Speaker.** The Speaker shall take the chair every day precisely at the hour fixed for the meeting of the House and on the appearance of a quorum, shall cause the Journal of the preceding day to be read, unless the reading of the same is dispensed with by the House.

The Speaker shall preserve decorum and order and, in the event of any disorder in the gallery or in the House Chamber, may cause the same to be cleared of any persons creating disturbances or disorders.

All writs, warrants, subpoenas or other processes shall be signed by the officer who may be presiding over the House when the paper is issued; and his signature shall be attested by the Clerk, when ordered by a majority of the members.

**Rule 27. Appeal from Decision of Chair.** The Speaker while presiding may speak to points of order in preference to members. He shall decide points of order and manner of procedure. If two or more members arise from their respective seats and address the chair, the Speaker shall determine who was first and recognize him.

Any decision made by the Speaker shall be subject to appeal to the House. Every such appeal shall be in writing and signed by at least two members. During the pendency of an appeal to the House from a decision of the chair, the Speaker shall vacate the chair and call the Speaker Pro Tempore to preside. When the Speaker Pro Tempore is presiding on an appeal to the House from a decision of the Chair, no motion or business shall be in order except the motion on appeal from the decision of the Chair, and that motion shall not be debatable.

**Rule 28. Speaker Pro Tempore.** The House shall elect a Speaker Pro Tempore. The Speaker Pro Tempore shall perform the duties of the Speaker when the Speaker is absent from the House or when empowered by the Speaker to perform the duties of the Chair.

**Rule 29. Duties of Legislative Research Commission.** The Legislative Research Commission shall have charge of all clerical, technical and procedural matters which relate to legislation including but not limited to: notification of committees of their appointment and business referred to them; keeping a calendar showing such bills as are entitled to their second reading each day, distinguishing between House and Senate bills; superintend the engrossing and enrolling of bills; and such other matters as are assigned by the Committee on Committees.

**Rule 29A. Duties of Clerk.** The Clerk shall have charge of clerical and administrative functions not assigned to the Legislative Research Commission and shall cooperate with the Commission to facilitate the work of the House. The Clerk shall read to the House papers ordered to be read; call the roll and note the answers of members when a question is taken by yeas and nays; assist the Speaker in taking the count when any vote of the House is taken; attest all writs, warrants and subpoenas issued by order of the House; certify to the passage of all bills and to the adoption of all joint and concurrent resolutions by the General Assembly; and make all reports to the Senate. The Clerk shall perform such other duties as are assigned by the Committee on Committees.

**Rule 30. Journal of Proceedings.** The Legislative Research Commission shall cause to be kept the Journal of the proceedings of the House. The Commission staff shall note upon the Journal all questions of order, together with the disposition of same, and the dates upon which all bills and resolutions were sent to committee and returned to the House. The House may correct errors in the Journal the day the Journal containing errors is presented to the House. No record which is in the hands of the Commission staff and is required by law to be entered upon the Journal of the House shall be copied by any person until same shall have been entered upon the Journal and said Journal shall have been approved.

Half an hour before the time fixed for the meeting of the House each day, the Commission staff shall be present at the Clerk's desk with the Journal of the preceding session for inspection of any member of the House.

The Journal for each day, as soon as it has been approved by the House, shall be delivered by the Commission staff to the public printer. The Commission staff shall proofread and index the Journal upon return from the printer and make necessary typographical corrections.

**Rule 31. Custody of Papers.** The Legislative Research Commission shall have custody of all records, minutes, reports, and documents pertaining to legislation, and shall not allow them to be taken from its possession without the leave of the House, unless to be delivered to the chairman of a committee to which they have been referred. The Legislative Research Commission shall cause to be enclosed on bills and papers brief notes of proceedings had thereon by the House and preserve the same in convenient files for reference.

**Rule 32. Accounts of Expenditures.** The Legislative Research Commission shall keep the accounts for pay and mileage of members, officers and attaches, and for printing and other contingent expenses of the House and Senate.

**Rule 33. Printing of House Papers.** The Legislative Research Commission shall have supervision and charge of all printing done for the House as certified by the Clerk and the public printer shall print only such documents and other matter as the Legislative Research Commission authorizes. The Clerk shall report to the Speaker every failure to execute printing work correctly and promptly.

**Rule 34. Duties of the Sergeant-at-Arms.** It shall be the duty of the Sergeant-at-Arms and the Doorkeeper to exclude or remove all persons not entitled to the floor of the House. One hour before convening of the House each day the Sergeant-at-Arms shall announce in a loud, distinct voice: "All persons not entitled to the floor of the House under the rules thereof will now vacate the House Chamber." He shall then compel all persons who are not entitled to remain therein to leave the House Chambers and shall prohibit their entry until one hour after the House has adjourned.

**Rule 35. Appointment and Conduct of Constitutional Employees.** The constitutional employees of the House shall be appointed by election during the organizational and regular sessions of the General Assembly and shall serve one year terms or until the election of their successors.

All the constitutional employees of the House, shall, one hour before the meeting of the House each day, report to the Clerk, who shall report to the Committee on Committees whether or not all of said employees are on duty. The Committee on Committees, whenever it deems it necessary, shall report to the House any dereliction of duty.

**Rule 36. Other Employees.** All other professional, clerical and other services required by the House or its committees shall be furnished by the Legislative Research Commission, upon the request of the Committee on Committees. Employees performing such services shall be under the supervision of the Committee on Committees.

No officer or employee of the House shall receive any fee, tip or compensation from any member and violation of this rule shall be ground for dismissal.

## COMMITTEES

**Rule 37. Committee on Committees.** There shall be a Committee on Committees composed of the Speaker of the House, the Speaker Pro Tempore, the Majority Caucus Chairman, the Majority Floor Leader of the House, the Majority Party Whip, and the Minority Floor Leader of the House. The Speaker shall be Chairman of the Committee and the majority of said Committee shall have full power to act on all matters referred to said Committee, either by these rules or by the action of the House. All bills and resolutions, either joint or concurrent, shall upon their introduction, be automatically referred to the Committee on Committees who shall refer same to the proper Committee not later than the second day in which the House is in session after the date of introduction.

The Committee on Committees shall have supervision and control over all employees of the House, whether elected by the House or provided by the Legislative Research Commission, and the Committee on Committees shall see that they perform all of their duties to the House and the members thereof. The Committee on Committees is empowered to discharge any or all said employees and officers except the constitutional officers of the House. The Committee on Committees shall appoint the members of all standing and special committees and shall fill any vacancies thereon in accordance with Rule 39.

**Rule 38. Standing Committees.** The following shall be the standing committees of the House:

1. Agriculture and Small Business
2. Appropriations and Revenue
3. Banking and Insurance

~~4.[ Cities~~
~~5. Counties and Special Districts~~
~~6.]~~ Economic Development
*5*~~[7]~~. Education
*6*~~[8]~~. Elections,~~[ and]~~ Constitutional Amendments *and Intergovernmental Affairs*
*7*~~[9]~~. Health and Welfare
*8*~~[10]~~. Judiciary
*9*~~[11]~~. Labor and Industry
*10*~~[12]~~. Licensing and Occupations
*11. Local Government*
*12*~~[13]~~. Natural Resources and Environment
*13. Seniors, Military Affairs and Public Safety*
14. State Government
15. Tourism Development and Energy
16. Transportation

**Rule 39. Appointment of Committees.** The Committee on Committees shall appoint the Chairman, Vice Chairman and the members of all standing and special committees and shall fill any vacancies thereon. In making such appointments to standing committees the Committee on Committees shall appoint a member with service in the immediately preceding regular session to at least one committee on which the member served in such previous regular session. Such appointment to the one committee shall be at the preference of the member, and the Committee on Committees shall be bound by the member's preference for that one committee; provided, however, a member who was a committee chairman in the preceding regular session must select for reappointment the committee he so chaired if he wishes to be considered for the chairmanship of that committee; if another selection is made, he shall not be reappointed chairman of the committee which he chaired in the preceding regular session. A member of the Committee on Committees shall not serve as chairman of a standing committee. A chairman of a standing committee or statutory committee shall not serve as a member of the Committee on Appropriations and Revenue. The Committee on Committees shall select members of each standing and special committee in proportion to the representation of each political party in the House. The Vice Chairman shall act in the absence of the Chairman. The Chairman of any committee may appoint subcommittees to conduct hearings or study any matters which have been referred to the committee.

Before the Committee on Committees shall appoint the members of standing and special committees the number of members on the committee to be appointed shall be announced to the House. At the same time, the Committee on Committees shall announce the number of members of the committee to be appointed from the majority party and the number of members to be appointed from the minority party.

The Committee on Committees shall not appoint more than twenty-nine members to any one standing committee. Every member of the House shall be appointed to at least one standing committee and no member shall be appointed to more than three of the following committees: all standing committees except the Committee on Appropriations and Revenue, the Committee on Education and the Committee on State Government, and the Committee on Committees.

In appointing the membership of standing committees, the Committee on Committees shall consider the predominant business interests or occupation of each member so that the private interests of a majority of a committee's members do not correspond to the jurisdiction of the standing committee.

**Rule 40. Jurisdiction of Standing Committees.** The Committee on Committees shall refer each bill to the Committee with control over the subject matter. All bills and resolutions on the same subject matter shall be referred to the same committee. The general jurisdiction of the several standing committees shall be:

1. **Agriculture and Small Business:** matters pertaining to crops, livestock, poultry and their marketing; disease control and warehousing; tobacco; stockyards; agricultural cooperatives and marketing associations; agriculture weights and measures; veterinarians; the State Fair; county fairs; all matters not specifically assigned to another committee relating to administrative, regulatory or operating issues which, because of their smaller size, uniquely impact small business.

2. **Appropriations and Revenue:** matters pertaining to the executive budget and other appropriations of state monies; the levying of state and local taxes, including school taxes; property tax rates and assessments; the state debt; revenue bond projects; veterans bonus; claims upon the treasury; accounting of state funds by local officers; audits for state purposes; budget and financial administration; payment, collection and refund of taxes.

3. **Banking and Insurance:** matters pertaining to banking; banks and trust companies; petty loan companies; building and loan associations; credit unions; investment companies; industrial loan corporations; securities; the Blue Sky Law; mortgage guaranty insurance; assessment and cooperative insurance; fraternal benefit societies; hospital service corporations;

burial associations; medical and dental service corporations; life, accident, indemnity and other forms of insurance; stock and mutual insurance companies; banking and insurance aspects of the Uniform Commercial Code; interest and usury; pawnbrokers; private credit; consumer credit; sale of checks; installment sales contracts; legal investments; principal and income.

~~4.[ Cities: matters pertaining to the officers, organization, government and financing of city government; special purpose assessment and taxing districts within a city; incorporation and classification of cities; city revenue bond projects; the imposition of duties and costs on cities; city taxes and licenses; city indebtedness; compensation of city officers; metropolitan sewer districts; interlocal government cooperation; housing projects; urban renewal and redevelopment; city streets and sidewalks; sewers; annexation of territory; consolidation of local government services; forms of city government; city civil service; city finances and revenue; public works; police and fire departments and their retirement systems; parks and playgrounds; planning and zoning; acquisition of waterworks and water districts by cities; financing of municipal improvements; urban service districts; police court and city attorney; city libraries.~~

~~5. Counties and Special Districts: matters pertaining to the officers, organization, government and financing of county governments; county imposed taxes and licenses; county and special district debt; the imposition of duties and costs on counties; special districts not assigned to another committee; the powers, duties and composition of fiscal court; compensation of county officers and employees; the offices of county judge, magistrates, county attorney, sheriff, constable, county police, jailer, coroner, surveyor, county clerk; county employees' civil service and retirement; planning and zoning; interlocal cooperation and consolidation of services; county roads; public road districts; water districts; fire protection districts; issuance of bonds for county and special district projects; metropolitan sewer and sanitation districts; local air pollution control districts; county and county law libraries; library districts.~~

~~6.]~~ **Economic Development:** matters pertaining to commerce, industry, and economic and industrial development not specifically assigned to another committee; economic development planning, international trade and investment; investment companies and industrial loan corporations as they relate to economic and industrial development; recruitment of business and industry; small business matters relative to economic and industrial development; financing of business and industrial development; business regulatory matters, including the Uniform Commercial Code, relative to economic and industrial development; worker training; technology development and application; chambers of commerce; convention centers and publicly owned exhibition and parking facilities; arts and arts exhibition facilities; state, interstate, and national parks and historic sites; travel promotion and advertising.

*5*~~[7]~~. **Education:** matters pertaining to public primary, secondary and higher education; the State Board of Education; the State Department of Education; the powers and duties of local boards of education; conduct of schools; attendance; state support of education; the operation of school districts, teachers' qualifications and tenure; the school curriculum; teachers' retirement; school employees; pupil transportation; school property and buildings; vocational education and rehabilitation; state universities and colleges; community colleges; municipal universities and colleges; regional education; education of the physically handicapped; educational television.

*6*~~[8]~~. **Elections,~~[ and]~~ Constitutional Amendments** *and Intergovernmental Affairs*: matters pertaining to the proposing of constitutional amendments and the calling of a constitutional convention; ratification of amendments to the United States Constitution; the election of officers to state, local and school board positions; election commissioners, officers and precincts; qualifications, registration and *purging*~~[ purgation]~~ of voters;~~[ conduct of]~~ regular elections; primary elections; presidential and congressional elections; special elections to fill vacancies; contest of elections; corrupt practices and election financing; election offenses and prosecutions; voting machines; absentee ballots*; intergovernmental cooperation; relations with the federal government*.

*7*~~[9]~~. **Health and Welfare:** matters pertaining to *human development,* health, and welfare~~[ in cities];[ fire prevention and protection;]~~ *delivery of health services;* support of dependents;~~[ garbage and refuse disposal;]~~ public assistance; child welfare; adoptions; mothers aid and assistance to children; children's homes; incompetents; poor persons and poor houses;~~[ confederate pensions;]~~ aid to *the*~~[ needy]~~ blind; commitment and care of children; mental health; health, medical and dental scholarships; local health units and officers; vital statistics; communicable diseases; tuberculosis hospitals; hospitals, clinics and personal care homes;~~[ foods, drugs and poisons; trailer park regulations; hotel and restaurant regulations as they pertain to public health; sanitation plants; sanitation districts; frozen food locker plants;]~~ alcoholism; physicians, osteopaths and podiatrists; chiropractors; dentists and dental specialists; registered nurses and practical nurses; pharmacists; embalmers and funeral directors; clinical psychologists; optometrists, ophthalmic dispensers; physical therapists.

*8*~~[10]~~. **Judiciary:** matters pertaining to contracts; the Uniform Commercial Code; debtor-creditor relations; ownership and conveyance of property; private corporations and associations; competency proceedings; administration of trusts and estates of persons under disability; descent, wills and administration of decedents' estates; domestic relations; support of dependents; statutory actions and limitations; eminent domain; arbitration; summary proceedings; declaratory judgments; witnesses; evidence; legal notices; construction of statutes; civil procedure; the Supreme Court, the Court of Appeals, Circuit Courts and District Courts; jurisdiction, rules, terms, judges, commissioners, selections, districts, qualifications, compensation and retirement; clerks of courts; juries, attorneys; commissioners and receivers; court reporters; habeas corpus; crimes and punishments; criminal procedure; probation and parole; correctional penitentiaries; civil rights; and juvenile matters.

*9*~~[11]~~. **Labor and Industry:** matters pertaining to the work-force and workplace not specifically assigned to another

committee; labor unions; collective bargaining; liquefied petroleum gas and other flammable liquids; electricians; plumbers and plumbing; wages and hours; garnishments; safety and health of employees; child labor; employment agencies; apprenticeship; unemployment compensation; workers' compensation; consumer protection; industrial weights and measures.

*10*~~[12]~~. **Licensing and Occupations:** matters pertaining to professional licensing not assigned specifically to another committee; racing; prize fighting and wrestling; places of entertainment; laundry and dry cleaning; alcoholic beverage control; private corporations; cooperative corporations and marketing associations; religious, charitable and educational societies; nonprofit corporations; professional service corporations; cemeteries; barbers and cosmetologists; professional engineers and land surveyors; architects; real estate brokers and salesmen; public accountants; watchmakers; detection of deception examiners; auctioneers; business schools; warehouses and warehousemen; partnerships; trade practices.

*11. Local Government: matters pertaining to the officers, organization, government and financing of city and county governments; city and county imposed taxes and licenses; special purpose assessment and taxing districts within a city; city revenue bond projects; city indebtedness; incorporation and classification of cities; forms of city government; county and special district debt; city and county finances and revenue; the imposition of duties and costs on cities and counties; special districts not assigned to another committee; the powers, duties and composition of fiscal court; compensation of city and county officers and employees; city and county employees' civil service and retirement; planning and zoning; interlocal cooperation and consolidation of local government services; county roads; public road districts; city streets and sidewalks; housing projects; urban renewal and redevelopment; water districts; acquisition of waterworks and water districts by cities; financing of municipal improvements; urban service districts; fire protection districts; police and fire departments and their retirement systems; issuance of bonds for county and special district projects; sewers; metropolitan sewer and sanitation districts; local air pollution control districts; city and county libraries; library districts; annexation of territory; public works; parks and playgrounds.*

*12*~~[13]~~. **Natural Resources and Environment:** matters pertaining to forestry; mining; fish and wildlife resources; soil and water conservation; flood control and water usage; drainage and irrigation; geology and water resources; waterways and dams; oil, gas and salt water wells; state and national parks; drainage districts and local flood control and water usage; water pollution; air pollution; management of waste; protection of the environment; Natural Resources and Environmental Protection Cabinet.

*13. Seniors, Military Affairs and Public Safety: matters pertaining to senior citizens; problems of aging; military affairs and civil defense; national guard; veterans; veterans' rights, benefits and education; veterans' nursing homes; military memorials and cemeteries; fire prevention and protection; foods, drugs and poisons; trailer park regulations; hotel and restaurant regulations as they pertain to public health; sanitation plants; garbage and refuse disposal.*

14. **State Government:** matters pertaining to the sovereignty and jurisdiction of the Commonwealth; the General Assembly, its committees, officers and service agencies; redistricting; the Governor, the Lieutenant Governor;~~[intergovernmental cooperation; relations with the federal government;]~~ administrative organization; administrative regulations; statutory administrative agencies; Department of Law; Secretary of State; state personnel; state retirement systems;~~[military affairs and civil defense;]~~ public property and public printing; public officers, their terms, appointments, fees, compensation, removal, oaths and bonds; public information; state and regional planning; the libraries; archives and records; public corporations; Commonwealth's attorneys; circuit clerks.

15. **Tourism Development and Energy:** matters relating to tourism and travel promotion and development; state, interstate, and national parks and historic sites; fish and wildlife; small business matters relative to tourism development; hotels and motels generally; hotel and restaurant regulations; billboards; advertising related to tourism development; entertainment establishments; campgrounds; the Tourism Cabinet; privately owned public utilities; rates, permits, certification of convenience and necessity; water district rates; utilities in cities; public utility cooperatives; electric and gas utilities and cooperatives; oil and gas transmission companies; telephone companies and cooperatives; municipal utilities and water works; energy and fuel development, including synfuels; energy waste disposal; Utility Regulatory Commission and Energy Regulatory Commission; solar and other renewable energy; hydroelectric and thermo-nuclear energy; and gasohol. Subcommittees of the Committee on Tourism Development and Energy shall include but not be limited to the Subcommittee on Tourism and the Subcommittee on Energy.

16. **Transportation:** matters relating to airports and aviation; boats and boating; licensing of motor vehicles; operators and trailers; financial responsibility law; nonresident motorists; motor vehicle sales; railroad rates, service and operating regulations; motor carriers; matters pertaining to the construction and maintenance of the state highway system; the Department of Transportation; state aid for local roads and streets; the state police; the Federal Highway Safety Law; turnpike authority; state and federal highways; limited access facilities; use of road bond monies; automobile recyclers; highway beautification; bridges, tunnels and ferries; traffic regulations; vehicle equipment and storage; driver training schools.

**Rule 41. Rules Committee.** There shall be a Rules Committee composed of the Speaker of the House, the Speaker Pro Tempore, the Majority Floor Leader, the Majority Caucus Chairman, the Majority Party Whip, the Minority Floor Leader, the Minority Caucus Chairman, the Minority Party Whip, and not less than nine nor more than thirteen members appointed by the Committee on Committees. All bills and resolutions having been reported out of the committee to which referred and having received their second reading shall be referred to the Rules Committee. The Rules Committee may refer any bill or resolution

before it back to a standing committee; provided, however, that such recommitment shall be accompanied by an explanation of the reason therefor, and that no bill or resolution shall be referred back by the Rules Committee on more than one occasion. All meetings of the Rules Committee shall be open to members of the House and to members of the Capitol Press Corps only. No electronic devices of any nature including cameras and recording devices shall be allowed in the committee room or to be used therein by any person while the Rules Committee is in session. No bill may be kept in Rules Committee for longer than five legislative days. Within that time, each bill must be reported to the floor or referred back to a standing committee.

The Majority Floor Leader shall while the Rules Committee is in session call bills and resolutions and shall call the same for consideration by the Rules Committee. A bill or resolution may be placed for consideration in the first order of business at the next regular Rules Committee meeting by a majority of the membership voting for such consideration.

Each member shall be given an opportunity upon request to appear before the Rules Committee when a bill of which he is a sponsor or co-sponsor is under consideration including the subsequent vote thereon. No measure shall be posted in the Orders of the Day for final passage except by order of the Rules Committee unless otherwise ordered posted for the next succeeding legislative day by a majority of the members voting. The Rules Committee shall arrange the Orders of the Day so that all measures shall appear thereon for the consideration of the House, but the Rules Committee may not place in the Orders of the Day any bill or other measure in the possession of a standing or special committee of the House. The Rules Committee, prior to each day's session, shall post a notice in a regular place in the House Chamber listing the bills to be considered that day in the Orders of the Day. Should the House not complete any day's Orders of the Day, the bills and resolutions remaining unconsidered shall go to the top of the Orders of the Day on the next day that Orders of the Day are considered.

The Speaker of the House shall act as Chairman of the Rules Committee. The Majority Floor Leader of the House shall act for the Rules Committee in calling from the Orders of the Day any bills or resolutions in the order he deems proper and shall be recognized by the Speaker for said purpose during all times that the Rules Committee is in charge of posting the Orders of the Day. The Speaker Pro Tempore shall act as chairman in the absence of the Speaker.

**Rule 42. Liaison Subcommittees:** The Committee on Appropriations and Revenue shall be divided into the following six standing subcommittees of seven members each:

1. Subcommittee on Economic Development and Energy, Natural Resources, and Environmental Protection;
2. Subcommittee on Education;
3. Subcommittee on General Government, Finance, and Public Protection;
4. Subcommittee on Human Resources;
5. Subcommittee on Justice and Judiciary;
6. Subcommittee on Transportation.

On four of the subcommittees, as designated by the Committee on Committees, four members shall be members of the Committee on Appropriations and Revenue designated by the chairman of such committee, and three members shall be appointed by the Committee on Committees from the membership of one or more of the remaining standing committees of the House. On the remaining two subcommittees, either three or four members shall be appointed by the Committee on Committees from the membership of one or more of the remaining standing committees of the House, and the remaining members shall be members of the Committee on Appropriations and Revenue designated by the chairman of such committee. A member of the Committee on Appropriations and Revenue may, however, serve on no more than one standing subcommittee. The chairman of each standing subcommittee shall be appointed by the chairman of the Committee on Appropriations and Revenue from the membership of such committee on the particular standing subcommittee.

The liaison subcommittee members of a standing subcommittee shall have full voting authority in all matters before a standing subcommittee.

The Committee on Committees may assign the chairman of a standing committee as an ex officio non-voting member of a standing subcommittee.

**Rule 42A. Budget Review.** The standing budget review subcommittees shall notify the membership of the standing substantive committees whose jurisdictional area will be affected by their action of any meetings or hearings and the members of the standing committees may participate as non-voting members.

When the budget review subcommittees have concluded their hearings and formulated their recommendations they shall communicate their recommendations to the affected standing committee or committees who may thereafter file a written response to the recommendations, which response shall be transmitted to the full Committee on Appropriations and Revenue with the subcommittee recommendations.

When the full Committee on Appropriations and Revenue has reported the final budget bill or bills to the floor, it shall notify the affected standing committees of the content of the budget relating to their areas of jurisdiction.

Any budget bill reported out of the Committee on Appropriations and Revenue shall be accompanied by a detailed explanation of modifications of the original budget. The Rules Committee shall not post for passage any budget bill less than five days after the bill has been finally reported out of committee.

**Rule 43. Enrollment Committee.** The Committee on Committees shall appoint an Enrollment Committee of not more than seven members. The Enrollment Committee shall be responsible for the engrossment and enrollment of bills and resolutions under the Rules of this House.

**Rule 44. Conference Committees.** When a House bill has been amended in the Senate and the House refuses to concur in said amendment, or when a Senate bill has been amended in the House and the Senate refuses to concur in said amendment and when neither will recede from such action, the Committee on Committees shall appoint a Conference Committee to meet a like committee from the Senate. The Conference Committee shall confer with the Senate Committee and report back to the House within a reasonable time, in the same manner as reports are made for House bills. The conference report shall make no recommendation other than agreement upon or rejection of the matter or matters in controversy, and shall be voted upon, and, if adopted the bill shall immediately be put upon its final passage.

Should a conference committee report its inability to submit a report, or if either house refuses to adopt its report, each house may appoint a free conference committee, consisting of three or more members. A free conference committee shall propose no new appropriation or any appropriation above the level originally designed by either chamber. The free conference report shall be voted on, and if adopted, the bill shall immediately be put upon its final passage.

A conference committee or free conference committee report shall be signed by a majority from each house or it shall not be in order.

Where both majority and minority conference or free conference reports are submitted, a motion to adopt the majority report shall first be considered and a motion to adopt a minority report shall not be in order unless a motion to adopt the majority report fails. Once the majority or minority report is adopted, the bill shall immediately be put upon its final passage.

Except for report of disagreement, the question of consideration of the report of a conference committee or a free conference committee shall not be in order on the same legislative day as distribution of copies of the report together with a staff analysis of the report to the members of the House.

**Rule 44A. Majority and Minority Caucuses.** The Majority Caucus of the House of Representatives shall consist of all House members of majority party affiliation. The Minority Caucus of the House of Representatives shall consist of all House members of minority party affiliation. The majority and minority caucuses of the House of Representatives shall be committees, other than standing committees, of the House of Representatives and General Assembly.

**Rule 45. Meetings of Committees.** No committee except the Committee on Committees, the Enrollment Committee and a Conference Committee between the House and the Senate shall sit while the House is in session, unless by consent of the House. The Committee on Committees and Enrollment Committee may report at any time except during roll call or while a vote is being taken.

The Committee on Committees, in conference with committee chairmen, shall schedule a definite time and place for the regular weekly meetings of each committee, such schedule to be posted in the House Chamber and published in the Legislative Record. A committee shall meet at the regular weekly scheduled time and place so long as business is pending before the committee. Nothing herein shall prevent the Chairman or a majority of any committee from calling a special meeting in addition to those regularly scheduled.

The Chairman shall keep a record of the attendance of members at meetings, which record shall be filed with the Clerk.

The Director of the Legislative Research Commission, under the direction of the Committee on Committees, shall assign a secretary to each committee and provide any professional, clerical or other employees required by any committee.

The Committee on Committees shall meet on call of the Speaker or on call of a majority of the members of the Committee on Committees.

**Rule 46. Committee Reports.** No bill or resolution shall be considered by the House except on report of committee. Upon the call of standing committees, the Clerk or the Chairman or ranking member of the committee may report the bill in the following manner:

"With the expression of opinion that the same should pass," or

"With the expression of opinion that the same should pass, with the committee amendment attached thereto," or

"With the expression of opinion that the same should pass, with the committee substitute attached thereto," or

"With the expression of opinion that the same should not pass."

**Rule 47. Standing and Special Committee Reports.** It shall require a majority of the committee membership to report a bill. The chairman shall keep a record of the vote of each member on the disposition of each bill, and shall report the total vote on each side to the House. The chairman may sign reports on behalf of a majority of the committee members. His signature shall attest to the action of a majority, but shall not be construed as his personal approval or disapproval of the bill.

A committee report may be accompanied by a minority report, signed by those members who have dissented from the committee's report, and it shall be in order to move the adoption of the minority report as a substitute for the committee's report when the committee offers its report. It shall require a majority of the members elected to adopt the minority report. The committee's report shall always be read before the minority report is read. Where both majority and minority reports are

submitted, a motion to adopt the majority report shall first be considered, and a motion to adopt a minority report shall not be in order unless a motion to adopt the majority report fails.

**Rule 48. Discharge Petition.** Whenever a committee fails or refuses to report within a reasonable time a bill submitted to it, any member may sponsor and file with the Clerk a written request signed by twenty-five or more members, call the same up for consideration on the next succeeding legislative day after the filing of the request. If a majority of the members elected to the House concur, the bill shall be considered as though it had been regularly reported, and sent to the Rules Committee.

**Rule 49. Procedure in Committee.** The rules of procedure in the House shall be observed in committee insofar as the same are applicable. The committee chairman, or the committee by majority vote in a regularly called meeting, shall post at least three calendar days prior to their consideration the bills and resolutions to be considered by the committee at its next meeting provided that no bill or resolution shall be posted by the chairman or the committee by a majority vote unless and until a request for posting form has been filed with the committee chairman or secretary and approved as containing satisfactory information by the committee chairman. No measure shall be considered except those posted, unless the measure is one which has been recommitted to the same committee from which it was previously reported with a favorable expression. A list of the measures to be considered shall be filed with the Clerk at least three calendar days prior to the meeting. In the case of prefiled bills receiving a favorable expression from the interim joint committee to which they were assigned, posting by the chairman or the committee shall occur during the first week of the session, and such bills shall be considered by the appropriate committee during the first three weeks of the session. No posting request shall be required for such prefiled bills. This rule does not apply to bills with a fiscal impact of more than $20,000.

## BILLS AND RESOLUTIONS

**Rule 50. Form of Bills.** All bills introduced shall be printed on the computerized bill preparation system of the Legislative Research Commission, and none otherwise prepared shall be accepted for introduction. Bills shall be offered as one original and three distinctly legible copies. Identical bills for introduction in the other chamber may be exact reproductions of original bill provided one copy is authenticated by the Director of the Legislative Research Commission as the original to be introduced in the other chamber. The original shall be the official bill, and shall be retained by the Legislative Research Commission staff for the use of the House until engrossed and sent to the Senate. A replacement original of a bill, generated pursuant to these Rules, shall thereafter be considered the original and official bill. One copy shall be used by committees; one copy shall be for the use of the press and shall be given to a person designated by the Press Club; and one copy shall be retained by the Legislative Research Commission for its work file. Each copy shall be backed with a protective cover, as provided for this purpose by the Legislative Research Commission. The title of the bill, or a portion thereof, and the signature of the member introducing the bill shall be placed on each cover.

In all bills, as introduced and as printed, any new matter contained therein shall be underscored; and when an amendment proposes the omission or elimination of matter in an existing law, such omission or elimination shall be indicated on the bill by placing the material proposed to be eliminated in brackets, and by striking through the words to be omitted or eliminated with a single line so as not to render such words illegible. In any bill seeking to repeal existing sections of the Kentucky Revised Statutes said sections sought to be repealed shall be identified by way of inclusion of the headnotes applied to each such section as it appears in the Kentucky Revised Statutes. The Legislative Research Commission staff shall see that all bills introduced have been prepared through the computerized bill preparation system of the Legislative Research Commission.

**Rule 51. Introduction of Bills.** A member may introduce bills and resolutions by filing them with the House Clerk on the floor or in the Clerk's office at any time the same is open. The member filing the bill or resolution shall be the primary sponsor of the bill or resolution, and members may co-sponsor the bill or resolution only with the sponsor's permission and by filing the proper papers with the Clerk. A co-sponsor may withdraw co-sponsorship of the bill or resolution with or without the sponsor's permission by filing the proper papers with the Clerk. Bills and resolutions filed after the House has concluded the Introduction and Reading of New Bills, in Rule 4, Order of Business, shall be considered as having been introduced the next succeeding legislative day. The House Clerk shall number bills in the order received and transmit a copy immediately after introduction on the House floor to the Committee on Committees for reference to committee. No bill or resolution having the force of law shall be introduced after the thirty-eighth legislative day of the session. The last two legislative days preceding the veto recess shall be reserved by the House exclusively for the business of concurring in amended House bills.

**Rule 52. Fiscal Statement.** A sponsor of a bill which, if enacted, would affect the revenues or expenditures of state government generally, may at any time by request cause the staff of the Legislative Research Commission to analyze and prepare a fiscal statement for the measure. The staff of the Legislative Research Commission shall analyze and prepare a fiscal statement for any bill which, if enacted, would fiscally affect local governments through the imposition of a local mandate; or fiscally affect state or local corrections services in a significant manner, including any bill which would modify or create a criminal penalty or otherwise affect the population of a correctional system or facility. Any member proposing an amendment which relates to fiscal matters herein described may cause a fiscal statement to be prepared. A fiscal statement shall be considered a public document upon introduction of the bill or amendment for which it was prepared. The chairman of the committee to which a bill has been referred may require that a fiscal statement be attached to the bill prior to posting. The chairman or a majority of the committee to which a bill has been referred may require that a fiscal statement be attached to the bill, or amendment thereof, prior to final

committee action. Members may require, by majority vote, that a fiscal statement be attached to any bill or amendment on the Orders of the Day relating to fiscal matters herein described. In such instance, the fiscal statement shall be attached to the bill, or amendment thereof, prior to final consideration of the bill on the floor of the House.

**Rule 53. Analysis of Administrative Regulation Promulgation Authority**. The sponsor of a bill which contains the authority for any agency, board, or political subdivision of state government to promulgate administrative regulations may at any time by request cause the staff of the Legislative Research Commission to prepare an analysis of such administrative regulation promulgation authority. The analysis shall include a summary of the measure, identification of governmental entities authorized to promulgate administrative regulations, and identification of subject matter for which administrative regulations may be promulgated. Any member proposing an amendment which relates to administrative regulation promulgation authority herein described may cause such an analysis to be prepared. An analysis shall be considered a public document upon introduction of the bill or amendment for which it was prepared. The chairman of the committee to which a bill has been referred may require that the analysis be attached to the bill prior to posting. The chairman or a majority of the committee to which a bill has been referred may require that the analysis be attached to the bill, or amendment thereof, prior to final committee action. Members may require, by majority vote, that an analysis be attached to any bill or amendment on the Orders of the Day relating to administrative regulation promulgation authority herein described. In such instance, the analysis shall be attached to the bill, or amendment thereof, prior to final consideration of the bill on the floor of the House.

**Rule 54. Retention of Administrative Regulation Promulgation Authority Analyses.** The Director of the Legislative Research Commission shall cause analyses prepared pursuant to Rule 53 to be filed for informational purposes with the Administrative Regulations Compiler of the Legislative Research Commission.

**Rule 55. Reference of Bills.** The Committee on Committees shall refer all bills to the proper standing committee not later than the second day in which the House is in session after the date of introduction. When a House bill has been amended in the Senate and has been returned to the House for concurrence in the amendment, it shall be referred to the Rules Committee. In these instances, the Clerk shall distribute copies of the bill and its proposed amendment to each member of the Rules Committee. The Rules Committee may post these bills to the Orders of the Day for consideration of the amendment, and final passage, giving precedence to these bills over all other matters posted. When bills with amendments for concurrence are reached in the Orders of the Day, the Speaker shall first put the question of concurrence in the amendment, whereupon if such is favorable, the bill shall be put immediately upon its final passage. Bills originating in and passed by the Senate when reported to the House shall be referred to the Committee on Committees and shall take the same course as other bills.

**Rule 56. Printing of Bills.** Upon receipt of a bill, the Legislative Research Commission shall examine the form of the bill to ensure that it is free from errors of form or typography and has been assigned the proper KRS section or chapter numbers. If a formal change is necessary the Commission shall request the sponsor of the bill to sign a form approving the specified changes. If a bill is found to be correct, or corrections have been approved, the Commission shall authorize its printing.

The Legislative Research Commission shall have printed at least two hundred copies of each bill or resolution carrying the force and effect of law introduced in the House and of each bill or resolution carrying the force and effect of law acted on by the Senate and reported to the House. Bills shall be printed in the order in which they are introduced and shall be distributed to members immediately upon receipt from the printer.

**Rule 57. Readings of Bills.** If a bill be reported with the expression of opinion that it should not pass a vote may then be taken on whether it shall be read at length and be placed on the Calendar, if a majority of the members elected to the House shall concur therein. When reported favorably by the committee, the bill shall then be given its first reading at length and shall be placed by the Commission staff upon the Calendar to be kept by the staff, and shall then be entitled to its second reading the next succeeding legislative day.

Every bill shall be read at length on three different legislative days; but the second and third readings thereof at length may be dispensed with by a majority of all the members elected to the House and the bill read by its title.

**Rule 58. Calendar; Consent Calendar.** (1) In order to reduce the time required for final passage of bills posted in the Orders of the Day, a consent procedure for the consideration of uncontested bills shall be established and designated as follows:

(a) The Commission staff shall keep a Regular Calendar and a Consent Calendar for each legislative day showing the bills receiving their second reading.

(b) The Commission staff shall also keep a Regular Orders and a Consent Orders showing bills posted for final passage by the Rules Committee.

(2) Bills reported by a Standing Committee with a regular "should pass" or "should pass with committee amendment/substitute attached" recommendation shall be shown in the Regular Calendar on the day on which they are entitled to a second reading.

(3) A Standing Committee may at the time of favorably reporting any House or Senate Bill, recommend that it be placed in the Consent Calendar provided:

(a) The primary sponsor has so requested when it is a House Bill, and

(b) The bill receives a "should pass" or "should pass with committee amendment/substitute attached" recommendation from such committee by a unanimous vote of the members present.

Any House or Senate Bill thus reported shall be first placed in the Consent Calendar on the day on which it is entitled to a second reading and shall continue to be shown in said Calendar until taken therefrom by the Rules Committee and posted in the Consent Orders. Bills receiving a second reading should be so designated to distinguish them from bills which have already received their second reading.

(4) A certificate shall be attached to each bill recommended for the Consent Calendar showing the request of the sponsor of any House Bill, and the unanimous recommendation of the members present signed by the Chairman.

(5) After a sufficient number of bills have accumulated in the Consent Calendar, the Rules Committee may post any or all of said bills to the Consent Orders for a day certain. On that day certain the Consent Orders shall be called before the Regular Orders.

(6) Upon the call of the Consent Orders each bill in said Orders shall be given a third reading by title only. The Speaker shall then allow a reasonable time for questions from the floor and any explanation necessary by the sponsor or committee chairman. Consent Order bills may not be amended from the floor.

(7) The Commission staff shall attach a roll call to each bill in the Consent Calendar and any member may at any time prior to passage of the Consent Orders record with the Commission staff his "nay" or "pass" vote on any bill within the Consent Calendar or Consent Orders.

(8) Upon the call for the question on the Consent Orders, the Speaker shall instruct the Commission staff to announce the "nay" and "pass" votes previously filed on each bill in the Consent Orders. All other members present in the chamber on the day and at the time the Consent Orders are called shall be considered as having voted "aye" and the roll call attached to each bill shall so reflect as the final vote.

(9) Upon the written petition of any five members objecting to the placement or retention of any bill in the Consent Calendar or Consent Orders, such bill shall cease to be so considered and shall be placed in the Regular Calendar or Regular Orders as provided in these rules.

**Rule 59. Orders of the Day.** When a bill has had its second reading it shall be placed in the Orders of the Day, or be recommitted, and when next reached in the House it shall be ready for recommitment, or to be read a third time and placed upon its passage, and the Speaker shall so announce to the House.

A bill may be recommitted or amended in accordance with these rules at any time before its passage. Bills shall be placed in the Orders of the Day in the order in which they have been given their second reading, and shall be taken therefrom in accordance with Rule 41. When a House bill is in the Orders of the Day, it shall be in order on motion of the author to substitute for it an identical Senate bill which is in the Calendar of the House.

No bill shall be taken from the Orders of the Day unless it shall have been printed and previously distributed to members.

**Rule 60. Final Passage.** When a House bill has been amended in the Senate and the House has concurred in the amendment, or a Senate bill has been amended in the House, but the Senate refuses to concur, and the House recedes from its amendment, the bill shall immediately be placed upon its passage.

**Rule 61. Amendments to Bills.** All amendments offered shall be on sheets with a proper heading printed in black, furnished by the Commission staff, and shall bear the signature of the members offering the same. An amendment prepared for one member but signed by another shall be considered the amendment of the member signing the amendment. All amendments shall give the proper page and line of the printed bill. Three copies of each amendment shall be introduced. No amendment shall be in order that is not germane to the matter under consideration and unless it shall have been printed and previously distributed by the Clerk to members at least one legislative day prior to consideration of the bill or resolution; and the Speaker, when the question is raised, shall rule as to the admissibility of the proposed amendment, subject to appeal to the House.

Any amendment to a bill under consideration containing the substantial text of the language of any other bill introduced during the session shall require for its consideration the affirmative vote of a majority of the members of the House. The commission staff shall cause such amendments to be identified when the bill proposed to be amended thereby is posted on the Orders of the Day. When a question is raised as to the identity of the proposed amendment containing the substantial text of any other bill introduced during the session, the Speaker shall rule thereon, subject to appeal to the House.

A committee substitute, upon its adoption, shall be considered as the original bill for purposes relating to the permissible degree of further amendment of the bill.

A proposal to amend the title of a bill shall be by separate title amendment. The question of adoption of an offered title amendment for a bill shall be presented to the body immediately after adoption of the bill.

A proposal to amend the Constitution of Kentucky shall be introduced as a bill, and no such proposal shall be in order if it is offered as an amendment to any bill.

If a proposed floor amendment to a branch budget bill will result, if adopted, in a loss of revenues or an increase in expenditures for a budget unit, the amendment shall specify by budget unit the source of funds that will offset the loss of

revenues or specify the budget unit or other source of funds that will support the increased expenditures. If a budget unit or other source of funds is specified, the amendment shall include all necessary language to effect the changes.

**Rule 62. Engrossment of Bills.** Every House bill and joint resolution, together with the amendments thereto, which has been passed by the House and not subject to further amendment or motion, shall be engrossed by the Commission staff. The Clerk shall endorse thereon the day of passage or adoption. The bill shall be delivered to the Senate in open session by the Clerk or someone designated by him, and Senate concurrence asked therein. A like procedure shall be observed toward Senate bills.

When engrossing a bill, the Commission staff may incorporate amendments by means of typing or by generating a replacement original of the bill through computerized process.

**Rule 63. Enrollment of Bills.** All House bills and resolutions which have passed both the Senate and the House shall be delivered by the Commission staff to the Enrolling Clerk, taking a receipt therefor, in the order in which passed. The Commission staff shall keep the number and title of all bills and joint and concurrent resolutions carrying the force and effect of law, passed by the House of Representatives and the Senate in a suitable record book attesting the fact and date of passage.

In the event a bill which originates in the House is amended by the Senate and the House concurs in the amendments proposed and adopted by the Senate, the Commission staff shall engross said amendments in the original copy of the bill by typing or may generate a replacement original copy of the House bill through computerized process, before delivering the bill to the Enrolling Clerk of the House.

In cases of extreme emergency and during the last three days prior to sine die adjournment, where no correct printed copy can be produced, the Enrolling Clerk may enroll such bill or resolution by typing the same.

The original bill or resolution or replacement therefor, if applicable, and an enrolled copy shall be delivered to the Committee on Enrollment. The Enrolling Clerk shall certify that each are in the exact form as finally passed prior to such delivery. The Committee on Enrollment and the Enrolling Clerk shall jointly compare the original bill with the enrolled copy, and if the enrollment is ascertained to be correctly done, the Committee shall report the same to the House. If any bill or resolution is found not correctly enrolled, it shall be returned to the Enrolling Clerk to be properly enrolled and delivered to the Committee on Enrollment as is first provided herein.

**Rule 64. Signing of Bills.** The Enrolling Clerk of the House shall deliver the original and enrolled copies of House bills and resolutions signed by the Speaker to the Chairman of the Enrollment Committee of the Senate for presentation to the President of the Senate for his signature. When signed by the President of the Senate, the enrolled bill or resolution and the original copy thereof shall be returned by the Enrolling Clerk to the Clerk of the House who shall present the enrolled bill or resolution to the Governor for his approval and take his receipt for same.

**Rule 65. Resolutions.** Resolutions having the force and effect of law shall be treated and considered as bills in all respects under these rules. A simple resolution expressing the will of the House shall upon its introduction be automatically referred to the Committee on Committees, which may refer it to the floor if it is honorary, benevolent, and does not direct further action; otherwise, it shall be referred to a standing committee. Simple resolutions referred to a standing committee may be considered for adoption only after receiving a recommendation from a standing committee and being posted for passage by the Rules Committee. No resolution shall be considered unless it shall have been distributed to all members. All resolutions recommending a study by an interim committee shall include an approximate cost of the proposed study. All resolutions recommending or requiring a study, or which recommend or create a task force or special committee of the Legislative Research Commission shall be concurrent or joint resolutions.

**Rule 66. Legislative Citations.** For the purpose of extending the commendations, condolences or congratulations of the General Assembly to a particular person, or to recognize a particular event or occasion, there may be issued a "Legislative Citation." Citations may not be used for procedural matters, matters of a controversial or partisan political nature, nor in place of resolutions memorializing the U.S. Congress, but only when appropriate to express the feeling of the House or of the General Assembly with reference to a person or event.

Each such citation shall be prepared in single copy on an artistically designed form, suitable for framing, shall bear the signature of the sponsor and the name of the person or event cited, and upon adoption shall be spread at length upon the Journal. Citations shall be considered in the order of business "Motions, Petitions and Communications."

A resolution shall not be accepted for introduction if offered in lieu of a legislative citation.

## VOTING

**Rule 67. Roll Call.** Any member, with a second, may require a roll call on any matter pending before the House. The names of members shall be arranged alphabetically when taking a yea and nay vote.

Any time these rules require a roll-call vote, or a yea and a nay vote of the members, such vote may be taken by either a voice roll call or the electrical voting system, as ordered by the Speaker.

The Speaker, before each roll-call vote is taken, shall instruct the Clerk to sound the warning chimes installed in that part of the Capitol assigned to the use of the House.

During a roll call any one member, with a second, may request and be afforded a delay of two minutes prior to the

closing of the roll. Only one such motion shall be observed during any one roll call.

**Rule 68. Electrical Voting System.** When the House is ready to vote upon any question requiring a roll call, and the vote is to be taken by the electrical roll call system, the Speaker shall announce:

"The question is on the passage of (designating the matter to be voted upon). All in favor of such question shall vote 'yea,' and all opposed shall vote 'nay.' The House roll is now open for voting."

The Speaker shall recognize any member who rises for the purpose of explaining his vote. No member shall be allowed to speak more than three minutes to explain his vote, and shall not speak at all if the question is not a debatable question.

When sufficient time has been allowed the members to vote and to explain their vote, the Speaker shall announce: "Have all voted?" "Does anyone desire to change his vote?" And after sufficient pause shall lock the roll call system and instruct the Clerk to record the vote. It shall be the responsibility of each member to determine the accuracy of his individual vote as registered opposite his name on the electrical roll call board and advise the Speaker of any desired change before the roll call system is locked.

The Clerk shall immediately start the recording equipment, and when completely recorded, shall present the result to the Speaker who shall announce same to the House. The Clerk shall enter upon the Journal the result in the manner provided by the rules of the House.

At the same time the vote is recorded by the electric recording equipment an original and five duplicate roll call sheets shall be made showing the vote, two of which duplicates shall be for use of the press, and one copy shall be furnished to the Legislative Research Commission.

**Rule 69. Voting for Others Prohibited.** No member shall vote for another member, nor shall any person not a member cast a vote for a member. In addition to such penalties as may be prescribed by law, any member who shall vote or attempt to vote for another member may be punished in such manner as the House may determine. If a person not a member shall vote or attempt to vote for any member he shall be barred from the floor of the House for the remainder of the session and may be further punished in such manner as the House may deem proper, in addition to such punishment as may be prescribed by law.

**Rule 70. Pairing.** All pairs announced in the House shall be entered on the Journal.

**Rule 71. Adjournment Extended During Roll Call.** When the roll is being called in taking a yea and nay vote, and the hour of an adjournment arrives, the same shall stand extended until after said yea and nay vote has been completed and the result announced.

## PRIVILEGE OF THE FLOOR

**Rule 72. Persons Entitled to the Floor.** No person shall be permitted upon the floor of the House when in session and two hours before and after the House is in session except the present members of the General Assembly and all officers and employees of the General Assembly. Bona fide newspaper correspondents designated in writing by the daily newspapers or press service they represent, shall be admitted to the floor when recommended by the Committee on Committees and shall be governed by the rules of the House and assigned by the Committee on Committees to a press section specifically set aside for them.

A special section of the gallery shall be reserved for the families and guests of members, who shall be admitted upon presentation of an identification card. Other persons shall be admitted to that part of the galleries not reserved for members' families. Members may submit the names of guests to the Clerk, who shall read the names to the House. Members shall not introduce guests from the floor.

**Rule 73. Restriction of lobbying and access to the House Chambers and office areas.** No person shall engage in lobbying for or against any measure while the House is in session, or in recess, in any of the corridors or passages or in any of the rooms in that part of the Capitol assigned to the use of the House, and no registered lobbyist shall enter that part of the Capitol while the House is in session. This rule shall not be construed to prohibit the use of the corridors or passages in going to and from the House galleries by any person.

Only authorized persons shall be allowed access to the office areas assigned for use of the members and staff of the House. For the purposes of this paragraph, "authorized person" means a member of the General Assembly, an employee of the General Assembly or Legislative Research Commission, or a person having obtained specific access authorization from such member or employee. For the purposes of this paragraph, "office areas" means the fourth floor of the Capitol and the third and fourth floors of the Capitol Annex.

**Rule 74. Restrictions.** No article, booklet, pamphlet or any other printed material shall be placed upon either the desk of a member on the House floor or in a member's office unless said article, booklet, pamphlet or other printed matter contains the signature of the author, or the party interested in the distribution of the material is clearly identified. All such articles, booklets, pamphlets or any other printed material shall conform to accepted public taste and shall contain no matter appealing to prurient interest or without redeeming social value. Documents originating from the general public shall be delivered to the administrative offices of the Legislative Research Commission or the Clerk of the House and shall upon direction of the Clerk, after inspection, be placed on the members' desk in the Capitol Annex provided the following conditions

are met:

(1) Unless 100 copies are provided, each document should be individually addressed to each member expected to receive a copy;

(2) If several pages are provided, they should be securely fastened or placed in an envelope; and

(3) Sufficient copies of all material should be provided; staff will not make additional copies of material.

Documents that may be distributed by the Clerk in the House Chamber are restricted to official documents relating to pending legislation or the operation of the House, documents sent by a member identified on the face of the document or its attachments to any other member, or other documents as designated by the Speaker's Office. The Sergeant-at-Arms shall be charged with the duty of inspecting such material and seeing that no individual other than employees of the House under the direction of the Clerk or House members shall cause materials of any nature to be distributed in the House Chamber. Questions as to the propriety of such materials shall be referred to the Committee on Committees for resolution. Any material distributed by unauthorized individuals shall be collected from the members' desks and treated as litter, and any material submitted but not distributed that is unclaimed after one week will be discarded.

**RULES**

**Rule 75. Mason's Manual.** In the absence of a specific rule of the House, *Mason's Manual of Legislative Procedure* shall govern the proceedings, except that in all cases where general parliamentary law provides for a rule of two-thirds, it shall mean in this House a majority of all members elected thereto.

**Rule 76. Change of Rules.** The rules of the House, after their adoption shall not be altered, changed, amended, suspended or interrupted, unless the same be done by a majority of the members elected to the House. No rule shall be suspended for the purpose of any action affecting the passage of a bill or resolution carrying the force of law unless the rule is suspended by a majority of the members elected to the House and by a roll call vote. Whenever a rule is suspended, no measure shall be considered under suspension except the measure or measures in whose favor the suspension was invoked, and only for that day.

There being no objection **HR 5** was adopted.

Representative Graham moved the adoption of the following **Legislative Citation No. 1**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby offers its sincerest gratitude to the Kentucky State Government Employees for the generosity and kindness of heart that was demonstrated during the 1998 Kentucky Employees Charitable Campaign. Fostered by the extraordinary leadership of Transportation Secretary James C. Codell III, and sustained by the good will of these fine employees, the campaign experienced remarkable success during the past year, raising $795,524, a 15% increase over the amount raised in 1997. As a result of the charitable efforts of the cabinet secretaries and their staffs, the cabinet coordinators, partners, agency speakers and, especially, those individual employees who participated, the United Ways of Kentucky and the various charities they support are able to continue their invaluable work on behalf of Kentuckians across the Commonwealth. The members of this august body are pleased to join Representative Gippy Graham, Representative Joe Barrows and Representative Jack Coleman in recognizing all of the Kentucky State Government Employees who contributed to this worthy and honorable endeavor.

**Legislative Citation No. 1** was adopted without objection.

**Announcements**

Briefing sessions, 1:30 p.m.-4:30 p.m., January 6, 1999.

Reception, 2nd Floor, Capitol, 12 Noon.

Union County Reception, Holiday Inn, January 6.

Northern Kentucky Caucus, 2:00 p.m., Room 436.

Western Kentucky Caucus, Room 316, January 6.

**Adjournment**

Representative Stumbo moved that the House adjourn until 11:00 a.m., January 7, 1999.

On the roll call the vote was **Yeas 79**--J. Adams, R. Adams, Adkins, Alexander, Allen, A. Arnold, J. Arnold, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, D. Butler, D. D. Butler, Callahan, Cave, Childers, L. Clark, P. Clark, Collins, Colter, Cox, Crenshaw, Crimm, Damron, DeWeese, Draud, Feeley, Fischer, Ford,

Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Johns, Jordan, Kerr, Lee, Marcotte, Marzian, McKee, Moberly, Napier, Nesler, Nunn, Palmer, Palumbo, Polston, Rasche, Ratliff, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Tapp, Thomas, Thompson, Treesh, Upchurch, Vincent, Walton, Webb, Wilkey, Worthington, Yonts.
**Nays 2**–Crall, Stewart.

The motion to adjourn was adopted.

**THURSDAY, JANUARY 7, 1999**

**THIRD LEGISLATIVE DAY**

The House was called to order by Speaker Richards.

Prayer by Reverend Jana Hall, First Presbyterian Church, Frankfort.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representatives Alexander, Burch, Coleman, Cox, Hatcher, Heleringer, Polston.

Representative Ballard moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of January 6, 1999, be dispensed with and the same approved. Agreed.

**Introduction of Resolutions**

**HR 6**, by Representatives Richards, L. Clark, Callahan, Stumbo, and Barrows: A RESOLUTION honoring Don Cetrulo for his many years of public service and upon his retirement as Director of the Kentucky Legislative Research Commission.

**HR 7**, by Representatives Worthington and McKee: A RESOLUTION relating to the secondary agreement being negotiated by tobacco-state leaders and tobacco companies.

Representative L. Clark moved that the rules be suspended to act upon a Resolution. Agreed.

Representative L. Clark moved the adoption of the following **HR 6**:

**HR 6,** A RESOLUTION honoring Don Cetrulo for his many years of public service and upon his retirement as Director of the Kentucky Legislative Research Commission.

WHEREAS, Don Cetrulo has served the Commonwealth for twenty-four years, beginning as staff attorney with the Justice Cabinet and Administrative Office of the Courts, then as Director of the Administrative Office of the Courts, and finally as Director of the Legislative Research Commission; and

WHEREAS, Don Cetrulo has served on the Court Facilities Standards Committee, the Family Law Task Force, the Child Support Enforcement Commission, the Family Court Feasibility Task Force, the Domestic Violence Task Force, the Kentucky Information Systems Commission, and the Capitol Planning Advisory Board; and

WHEREAS, Don Cetrulo has received the "Innovations in State and Local Government" award given by the Ford Foundation and John F. Kennedy School of Government for excellence in state and local government; and

WHEREAS, Don Cetrulo has received numerous awards and recognitions for contributions to Kentucky Educational Television, Kentucky Pretrial Release Officers, Kentucky Court Designated Workers, the Kentucky Bicentennial Commission, and the Kentucky Association of Circuit Court Clerks; and

WHEREAS, during his three years as Director of the Legislative Research Commission, Don Cetrulo has focused his prodigious knowledge and talents on providing innovative leadership and management, allowing the General Assembly and its staff to more effectively and efficiently serve the citizens of the Commonwealth; and

WHEREAS, among Don Cetrulo's innovations were the introduction of programs designed to enhance professional development of Legislative Research Commission staff, including the creation of a formal job classification system, the encouragement of promotion of qualified internal candidates, the provision of opportunities and assistance for the continuing education of employees, and the creation of the committee staff associates program; and

WHEREAS, it was under Don Cetrulo's direction as a passionate advocate for improving the technology available to legislators that computers were placed on all members' desks in the House and Senate chambers, permitting the General Assembly to better address complicated issues into the next millennium; and

WHEREAS, Don Cetrulo is a man of integrity and vision whose highest ethical standards, sacrifice, and tireless dedication to the Commonwealth, together with his fairness and courtesy to General Assembly members and Legislative Research Commission staff, establish a public service ideal worthy of emulation by us all; and

WHEREAS, Don Cetrulo is retiring from his position as Director of the Legislative Research Commission to return to the practice of law;

NOW, THEREFORE,

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. This honorable body honors Don Cetrulo not only for his service and loyalty to the General Assembly but also for his lifetime of achievements and contributions, and this body extends to him its sincerest appreciation and best wishes for continued success in any and all future endeavors.

Section 2. When the House of Representatives adjourns this day, it does so in honor of Don Cetrulo.

Section 3. The Clerk of the House of Representatives is directed to transmit a copy of this Resolution to Don Cetrulo, 2314 Harrods Point Trace, Lexington, Kentucky 40514.

There being no objection **HR 6** was adopted.

Roll call to show co-sponsors of **HR 6**--J. Adams, R. Adams, Adkins, Allen, Anderson, A. Arnold, J. Arnold, Ausmus, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, D. Butler, D. D. Butler, Callahan, Cave, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Crenshaw, Crimm, Damron, DeWeese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Johns, Jordan, Kerr, Lee, Marcotte, Marzian, McKee, Miller, Moberly, Napier, Nesler, Nunn, Palmer, Rader, Rasche, Ratliff, Reinhardt, Richards, Riner, Scott, Siler, Simpson, Sims, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Webb, Westrom, Wilkey, Yonts.

Representative Callahan moved that the rules be suspended to grant floor privileges to Mark Cetrulo. Agreed.

Representative Stumbo moved that the rules be suspended to act upon a Legislative Citation. Agreed.

Representative Stumbo moved the adoption of the following **Legislative Citation No. 3**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby extends deepest gratitude to Don Cetrulo at the close of his successful tenure as Director of the Legislative Research Commission. He worked tirelessly and with unparalleled integrity on behalf of the members of the General Assembly and acted diligently to ensure that the people's branch of government remain responsive to the needs of the Commonwealth, operate efficiently to meet those needs and exemplify the work ethic and spirit of its citizenry. Among his accomplishments are the implementation of agency programs enhancing professionalism and ensuring that members and LRC staff are provided with the necessary tools to ably serve the people of Kentucky. A staunch supporter of the use of technology, he was a driving force behind the efforts to place computers on each member's desk in the House and Senate chambers. He created the staff associates program, established, for the first time, formal LRC job classifications and salary structures and was instrumental in shaping the LRC policy of hiring first from within the agency. Continuing educational opportunities for staff were a priority of his administration and have served as an inspiration to many LRC employees. Don Cetrulo is hereby accorded deep appreciation for his integrity, steadfastness, and his praiseworthy efforts on behalf of legislators, LRC staff, and the citizens of this Commonwealth. The members of this august body join Speaker Jody Richards in applauding him for his dedication, thanking him for his public service, publicly recognizing his integrity, and extending to him very best wishes for his continued success.

**Legislative Citation No. 3** was adopted without objection.

Representative Barrows announced a Central Kentucky Caucus meeting in Room 327 upon recess.

**Recess**

Representative Stumbo moved to suspend the rules to allow the House to recess until 1:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Representative Stumbo moved that the rules be suspended to introduce guests, to allow floor privileges and to act upon a Resolution. Agreed.

Representative Gooch moved that the rules be suspended to grant floor privileges and to act upon a Legislative Citation. Agreed.

Representative Gooch moved the adoption of the following **Legislative Citation No. 5**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes Linda M. Kubala for exemplary and remarkable contributions to the Kentucky General Assembly and the Commonwealth of Kentucky. Whereas it is said that a

loyal and dedicated individual is worth their weight in gold, then surely said recipient, for twenty-three years, has been a profoundly valuable asset to the legislative process. And Linda Kubala is a shining example of these qualities and must be honored and commended for her diligent service for the legislative committees on Public Utilities, Transportation, Tourism Development and Energy and Special Subcommittee on Energy. Linda Kubala has an enormous array of talents which she has generously shared with the people of Kentucky which include a personal interest in Germany and international issues, public policy planning, statistics and program development. Linda is a lovely and kind individual, as well as thoughtful and intelligent, and it is with great pleasure that the House of Representatives recognizes the outstanding service that Linda Kubala has extended to this body. It is our sincerest wish that her time with the General Assembly has been as fulfilling for her as her work has proven to be beneficial to this body and to the citizens of Kentucky.

**Legislative Citation No. 5** was adopted without objection.

Representative R. Adams moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

**HR 8**, by Representative R. Adams: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Charles F. Satterwhite.

Representative R. Adams moved the adoption of the following **HR 8**:

**HR 8,** A RESOLUTION adjourning the House of Representatives in loving memory and honor of Charles F. Satterwhite.

With deepest respect and admiration, we pay homage and tribute to our friend and colleague, Charles F. Satterwhite, one of the Commonwealth's finest and most dedicated Circuit Judges.

WHEREAS, Charles F. Satterwhite, a native of Lexington, Fayette County, Kentucky, and longtime resident of Owenton, was born on April 4, 1948, and he traversed these earthly bounds on December 15, 1998; and

WHEREAS, Charles F. Satterwhite was the devoted husband of Paula Winkle Satterwhite and the loving father of a daughter, Sara Helen Satterwhite, of Lexington; he was the adored son of Conway and Helen Gaines Satterwhite, who preceded him in death; he was the caring nephew of Julia Satterwhite of Lexington; and he was the loving cousin of Kitty Strode of Winchester, Nancy Barnes of Ft. Myers, Florida, and Jim Bob Satterwhite and Sue-Frank Keenon, both of Lexington; and

WHEREAS, Charles F. Satterwhite received his B.A. degree from Transylvania University in 1970 and his Juris Doctor in 1973 from the University of Kentucky College of Law; and

WHEREAS, Charles F. Satterwhite was a member of the American, Kentucky, and Owen County Bar Associations, the Kentucky Circuit and American Judges Associations, and the Salmon P. Chase American Inn of Court. He was a former District Judge in the 15th Judicial District. He was active in the Judicial Mentor Program, was a faculty member for orientation for new Kentucky Circuit Judges, and was a speaker with Peoples Law School; and

WHEREAS, Charles F. Satterwhite also served as a judicial adviser to the Kentucky Bar Association Committee on Paralegals and was an instructor with the National Judicial College Special Jurisdiction Court program in 1985. In 1992, he co-authored "Stress in Jurors: A Challenge for the Legal and Mental Systems" for the Journal of the American Board of Trial Advocates; and he will be remembered for presiding over the highly emotional trial that resulted from the 1988 Carrollton bus crash in which 27 people died; and

WHEREAS, Charles F. Satterwhite was a federal and state coordinator with the Kentucky Occupational Safety and Health Program of the Kentucky Labor Cabinet; he was a past president of the Owen County Literacy Council and a volunteer judge for the Annual High School Mock Trial Competition; and

WHEREAS, Charles F. Satterwhite was a devout member of First Baptist Church in Owenton, where he also served as moderator for the church; he will be remembered as an active and involved citizen of the Owen County community where he served as a member of the board of directors of Trust for Life and the American Lung Association; in his lifelong battle against cystic fibrosis, he underwent a double lung transplant in 1996, and he was influential in the promotion of organ donation; he was selected to be included in the Owen County Wall of Fame in 1992 and was named Owen Countian of the Year in 1996; and

WHEREAS, all who knew and admired Charles F. Satterwhite will grieve over their loss, a loss that will be difficult to fill, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. This honorable body does hereby express its profound sense of sorrow upon the passing of Charles F. Satterwhite, and extends to his family and many friends its most heartfelt sympathy and condolences.

Section 2. When the House of Representatives adjourns this day, it does so in loving memory and honor of Charles F. Satterwhite.

Section 3. The Clerk of the House of Representatives is hereby directed to transmit a copy of this Resolution to Mrs.

Paula Winkle Satterwhite, 275 Green Acres Road, Owenton, Kentucky 40359.

There being no objection **HR 8** was adopted.

Representative Worthington moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Worthington moved the adoption of the following **HR 7**:

**HR 7,** A RESOLUTION relating to the secondary agreement being negotiated by tobacco-state leaders and tobacco companies.

WHEREAS, the tobacco settlement agreement, signed November 23, 1998, providing $206 billion to the 46 state signatories, directed the tobacco companies to meet with tobacco-state leaders within 30 days of the settlement agreement to address the economic concerns of tobacco farmers and tobacco-dependent communities; and

WHEREAS, the initial meeting to discuss the economic concerns of tobacco farmers and communities has taken place, and the proposal (secondary settlement) discussed at this meeting involved a private foundation directed by state leaders and others with the authority to distribute funds under the agreement; and

WHEREAS, the Kentucky Legislature serves as the primary policy-making body in the state passing laws to implement its policies; and

WHEREAS, the 1998 General Assembly took action to assure that all moneys awarded to the state from a tobacco settlement agreement be approved for appropriation by the Kentucky Legislature; and

WHEREAS, the secondary settlement to address the economic concerns of tobacco farmers and communities must be considered state policy, and the General Assembly must have final approval of expenditures of funds involved; and

WHEREAS, members of the General Assembly should be a part of the negotiating team addressing the economic concerns of tobacco farmers and communities;

NOW, THEREFORE,

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. On January 7, 1999, the House of Representatives declares that the Kentucky General Assembly must be given authority to approve disbursement of funding under any secondary agreement for addressing the economic concerns of tobacco farmers and communities.

Section 2. A member of the Kentucky House of Representatives and the Kentucky Senate should be considered as members of the negotiating team addressing the economic concerns of tobacco farmers and communities.

Section 3. This resolution shall be sent to Governor Paul Patton, Attorney General Ben Chandler, and Agriculture Commissioner Billy Ray Smith.

There being no objection **HR 7** was adopted.

Roll call to show co-sponsors--J. Adams, R. Adams, Adkins, Allen, Anderson, A. Arnold, J. Arnold, Ausmus, Ballard, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, D. Butler, D. D. Butler, Callahan, Cave, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Crall, Crenshaw, Crimm, Damron, DeWeese, Draud, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Johns, Jordan, Kerr, Lee, Lindsay, Marcotte, Marzian, McKee, Miller, Moberly, Napier, Nesler, Palmer, Palumbo, Rader, Rasche, Ratliff, Richards, Riggs, Riner, Scott, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Worthington, Yonts.

Representative Yonts moved that the rules be suspended to act upon a Legislative Citation and to introduce guests. Agreed.

Representative Yonts moved the adoption of the following **Legislative Citation No. 10**. Agreed.

Whereas, The year 1999 will be the Bicentennial year for the City of Greenville as a city of this Commonwealth, which was on the motion of William Campbell on November 20, 1799, and was seen by the Court as advantageous to the public that the town be established on his land at the seat of justice in Muhlenberg County and that thirty acres of land should be called and known by the name of Greenville; and Whereas, Said William Campbell joined together with John Bradley and Charles Fox Wing and gathered securities and entered into and acknowledged their bond in the penalty of five hundred pounds, a condition directed by the law: the court further ordered that trustees be appointed to operate the town; Samuel Rupell, Abney McLean, Henry Rhoads, Charles Fox Wing, William Bradford and John Dennis were duly nominated and appointed trustees of the town of Greenville; and Whereas, It is through the courage and determination of brave pioneers such as William Campbell and others that history is made and remembered, thus began the history of Greenville; and Whereas, In the City of Greenville, the pride and hard work displayed by the pioneer families who settled the community is evident in its present day families; and Whereas, the

City of Greenville has from its beginning been known for its beauty, culture and refinement with a high value placed upon education and appreciation of family and friends; and Now Therefore, Be It Cited by the House of Representatives of the General Assembly of the Commonwealth of Kentucky Section 1. The House of Representatives joins Representative Brent Yonts in this 1999 Organizational Session of the Kentucky General Assembly in sending to the good citizens of the City of Greenville its greetings, best wishes and congratulations as they celebrate Greenville's Bicentennial as a city of the Commonwealth of Kentucky and these United States.

**Legislative Citation No. 10** was adopted without objection.

Representative Marzian moved the adoption of the following **Legislative Citation No. 9**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby offers sincerest congratulations to Chasity Glass upon being admitted to the Grant County High School chapter of the National Honor Society. This exceptional young scholar has exhibited tremendous strength and resilience by her endurance throughout a trying situation and has emerged as a testament to young women across this fine Commonwealth that conviction and perseverance will triumph. The members of this distinguished body are pleased to join Representative Mary Lou Marzian in applauding the diligence and determination put forth by Chasity Glass; in congratulating her upon her well-deserved success and in extending to her best wishes for continued success and good fortune.

**Legislative Citation No. 9** was adopted without objection.

Representative Stein moved that the rules be suspended to act upon a Legislative Citation. Agreed.

Representative Stein moved the adoption of the following **Legislative Citation No. 8**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Somer Chipman Hurston upon being admitted to the Grant County High School chapter of the National Honor Society. Having persevered under difficult and arduous circumstances and by remaining steadfast in her convictions, this tenacious young lady has truly proven herself a role model to young women everywhere. Inasmuch as Somer Chipman Hurston exemplifies the courage and integrity that is so vital to the future leaders of this Commonwealth, the members of this august body are honored to join with Representative Mary Lou Marzian in commending the dedication and resolve that has been demonstrated by said recipient and in extending to her best wishes for continued success and good fortune.

**Legislative Citation No. 8** was adopted without objection.

Representative McKee moved that the rules be suspended to act upon a Legislative Citation. Agreed.

Representative McKee moved the adoption of the following **Legislative Citation No. 2**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors and commends the South Oldham High School Lady Dragons Soccer Team for outstanding performance that resulted in this talented group of athletes winning the 1998 Kentucky State Championship. Finishing the season with a 24-1 record and capturing its third championship title in four years, the members of this exceptional team are commended for exhibiting a laudable dedication to the sport of soccer and for adding to the sterling tradition of the Lady Dragons. The members of this distinguished body are delighted, therefore, to join with Representative Tim Feeley in applauding the South Oldham High School Lady Dragons Soccer Team for this notable achievement, in welcoming them to the chambers of the Kentucky House of Representatives and in extending to them best wishes for continued athletic victories in the future.

**Legislative Citation No. 2** was adopted without objection.

Representative Feeley moved the adoption of the following **Legislative Citation No. 4**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors and commends the South Oldham High School Lady Dragons Soccer Team for outstanding performance that resulted in this talented group of athletes winning the 1998 Kentucky State Championship. Finishing the season with a 24-1 record and capturing its third championship title in four years, the members of this exceptional team are commended for exhibiting a laudable dedication to the sport of soccer and for adding to the sterling tradition of the Lady Dragons. The members of this distinguished body are delighted, therefore, to join with Representative Tim Feeley in applauding the South Oldham High School Lady Dragons Soccer Team for this notable achievement, in welcoming them to the chambers of the Kentucky House of Representatives and in extending to them best wishes for continued athletic victories in the future.

**Legislative Citation No. 4** was adopted without objection.

Representative Geveden moved the adoption of the following **Legislative Citation No. 6**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Bob Bondurant upon the auspicious occasion of his retirement as an esteemed member of the Ballard County Board of Education. A graduate of Kevil-Barlow High School and a successful dairy farmer, Mr. Bondurant served for thirty-two remarkable years as Chairman of the board and four as an active member. This distinguished public servant demonstrated exemplary integrity and foresight during the integration of Ballard County Schools and, in addition, played pivotal roles in the successful consolidation of both high schools and elementary schools, the opening of the Ballard Area Vocational School and several construction projects. The members of this august body are pleased to join with Representative Charles Geveden in offering sentiments of gratitude and esteem to Bob Bondurant for his invaluable contributions to his community and this Commonwealth and in extending to him best wishes for a happy and fulfilling retirement.

**Legislative Citation No. 6** was adopted without objection.

Representative Geveden moved the adoption of the following **Legislative Citation No. 7**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors and applauds Gary Crice upon the occasion of his recent retirement after a sixteen-year tenure as a member of the Ballard County School Board. Both a graduate of and former teacher at Ballard Memorial High School, Mr. Crice is noted for many accomplishments during his years as a member of the board, including the consolidation of five schools into Ballard County Elementary School, Board Office renovations and many technological changes. This distinguished gentleman has rendered a great service to the members of his community and this Commonwealth and is hereby commended for the diligence and integrity with which he has served. The members of this prestigious body are pleased to join with Representative Charles Geveden in offering sincerest gratitude to Gary Crice for the efforts he has made on behalf of the students of Ballard County and in extending to him sincere wishes for continued success and good fortune.

**Legislative Citation No. 7** was adopted without objection.

## Announcements

The following meetings were announced:

Jefferson County Caucus, Room 131, upon adjournment, January 8, 1999

Minority Caucus, Room 131, upon adjournment

Briefing Session, 2:00 - 4:00 p.m., January 7, 1999

## Adjournment

Representative Stumbo moved that the House adjourn until 10:00 a.m., January 8, 1999.

On the roll call the vote was **Yeas 82**--J. Adams, R. Adams, Adkins, Allen, Anderson, A. Arnold, J. Arnold, Ausmus, Ballard, Barrows, Baugh, L. Belcher, Bowling, Branham, Bratcher, Bruce, Buckingham, D. Butler, D. D. Butler, Callahan, Cave, Childers, L. Clark, P. Clark, Collins, Colter, Crenshaw, Crimm, Damron, DeWeese, Draud, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Jenkins, Johns, Jordan, Kerr, Lee, Lindsay, Marcotte, Marzian, McKee, Miller, Moberly, Napier, Nesler, Palmer, Palumbo, Rader, Rasche, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stumbo, Tapp, Thomas, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Walton, Wayne, Weaver, Webb, Westrom, Wilkey, Worthington, Yonts. **Nays 3**--Cherry, Crall, Stewart.

The motion to adjourn was adopted.

**FRIDAY, JANUARY 8, 1999**

**FOURTH LEGISLATIVE DAY**

The House was called to order by Speaker Richards.

Prayer by Representative Tom Kerr.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representatives Bratcher, Burch, Coleman, Draud, Hatcher, Heleringer, Jenkins, Miller, Polston, Ratliff, and Walton.

Representative Ballard moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative Ballard moved that the reading of the Journal of January 7, 1999, be dispensed with and the same approved. Agreed.

**Introduction of Resolutions**

**HR 9**, by Representatives Colter, Alexander and Ausmus: A RESOLUTION adjourning the House sine die in honor of Tim Couch of Hyden, Kentucky.

**Report of Committees**

The following members made Interim Committee Reports:

Representative Thomas - Committee on Agriculture and Small Business

Representative Bruce - Committee on Banking and Insurance

Representative Moberly - Committee on Appropriations and Revenue

**Senate Message**

Announcing passage of **SCR 21**. (Time: 11:05 a.m.)

**Report of Committees (Continued)**

Representative Rasche - Committee on Education

Representative A. Arnold - Committee on Elections and Constitutional Amendments

Representative Gooch - Committee on Energy

Representative Marzian - Committee on Health and Welfare

Representative Lindsay - Committee on Judiciary

Representative Gray - Committee on Labor and Industry

Representative D. Butler - Committee on Licensing and Occupations

Representatives Kerr and Palumbo - Committee on Economic Development

Representative Riggs - Committee on Local Government

Representative Graham - Long Term Policy Research Center

Representative Geveden - Committee on State Government

Representative Collins - Committee on Transportation

**Orders of the Day**

Representative Stumbo moved that the rules be suspended to act upon the Committee on Committees Report. Agreed.

Representative Stumbo moved the adoption of the Committee on Committees Report. Agreed.

The Committee on Committees Report provided the following committee appointments:

**House Budget Review Subcommittees**

**Economic Development, Natural Resources & Tourism**

Representative Rocky Adkins, Chair

Representative Larry Clark

Representative Jim Callahan

Representative Lonnie Napier

Representative John Vincent

**Liaison Members**

Representative John Bowling

Representative Robert Buckingham

Representative Phillip Childers

**Education**

Representative John Will Stacy, Chair

Representative Joe Barrows

Representative Barbara Colter

Representative Mary Lou Marzian

Representative Mark Treesh

**Liaison Members**

Representative Gippy Graham

Representative Charlie Miller

Representative Arnold Simpson

**General Government, Finance and Public Protection**

Representative Royce Adams, Chair

Representative Robert Damron

Representative Charlie Siler

Representative Jim Wayne

**Liaison Members**

Representative John Adams

Representative Jim Thompson

Representative Carolyn Belcher

**Human Resources**

Representative Jimmie Lee, Chair

Representative Bob DeWeese

Representative Porter Hatcher, Jr.

Representative Bob Heleringer

Representative Steve Nunn

Representative Tom Burch, Ex-officio

**Liaison Members**

Representative Dottie Sims

Representative Kathy Stein

Representative Tom McKee

**Justice, Corrections and Judiciary**

Representative Jesse Crenshaw, Chair

Representative Dwight Butler

Representative Susan Johns

Representative Rob Wilkey

**Liaison Members**

Representative Ira E. Branham

Representative Robin Webb

Representative Brent Yonts

**Transportation**

Representative Pete Worthington, Chair

Representative Scott Alexander

Representative Danny Ford

Representative Jack Coleman

Representative Fred Nesler

Representative Hubert Collins, Ex-officio

**Liaison Members**

Representative Eddie Ballard

Representative William U. Scott

Representative John Arnold

## Statutory Committees

*Designates person completing the term.

**Administrative Regulations**

(Appointed July even numbered years)

Representative John Arnold, Chair

Representative Woody Allen*

Representative Jim Bruce

Representative Jimmie Lee

**Capital Planning Advisory Board**

(Term expires December 31, 2000)

Representative Perry Clark, Chair

Representative Brian Crall *

**Capital Projects and Bond Oversight Committee**

(Appointed July even numbered years)

Representative Jodie Haydon, Chair

Representative Paul Marcotte*

Representative Jim Wayne

Representative Bob Damron

**Government Contract Review Subcommittee**

(Appointed July even numbered years)

Representative Brent Yonts, Chair

Representative Jesse Crenshaw

Representative Bob Heleringer*

Representative Kathy Stein

**Medicaid Managed Care Oversight Committee**

(Appointed July even numbered years)

Representative Eleanor Jordan, Chair

Representative Jim Bruce

Representative Jack Coleman

Representative Steve Nunn

Representative Dottie Sims

**Program Review and Investigations Committee**

(Appointed within 7 days of end of Regular Session)

Representative Gippy Graham, Co-Chair

Representative Adrian Arnold

Representative Susan Johns

Representative Charlie Hoffman

Representative Ruth Ann Palumbo

Representative Charlie Siler*

Representative Tommy Turner*

Representative Dottie Sims

**Committee on Committees**

Representative Jody Richards, Chair

Representative Joe Barrows

Representative Jim Callahan

Representative Larry Clark

Representative Danny Ford

Representative Greg Stumbo

**Enrollment Committee**

Representative Dottie Sims, Chair

Representative Joe Barrows

Representative Jeff Hoover

Representative Greg Stumbo

## House Standing Committees and Membership

**Agriculture and Small Business (H)**

Representative Roger Thomas, Chair

Representative Royce Adams, Vice Chair

Representative John Arnold Jr., Vice Chair

Representative William Scott, Vice Chair

Representative Jim Stewart, Vice Chair

Representative Ken Upchurch, Vice Chair

Representative Adrian Arnold

Representative Sheldon Baugh

Representative James Bruce

Representative Mike Cherry

Representative Phillip Childers

**Agriculture and Small Business Continued (H)**

Representative Jack Coleman

Representative Charlie Hoffman

Representative Thomas McKee

Representative Fred Nesler

Representative R. J. Palmer

Representative Billy Polston

Representative Dottie Sims

Representative Gary Tapp

Representative Mark Treesh

Representative Tommy Turner

**Appropriations and Revenue (H)**

Representative Harry Moberly, Chair

Representative Scott Alexander, Vice Chair

Representative Robert Damron, Vice Chair

Representative Bob DeWeese, Vice Chair

Representative Bob Heleringer, Vice Chair

Representative Susan D. Johns, Vice Chair

Representative Rob Wilkey, Vice Chair

Representative Royce Adams

Representative Rocky Adkins

Representative Joe Barrows

Representative Dwight Butler

Representative Jim Callahan

Representative Larry Clark

Representative Jack Coleman

Representative Barbara Colter

Representative Jesse Crenshaw

Representative Danny Ford

Representative Porter Hatcher, Jr.

Representative Jimmie Lee

Representative Mary Lou Marzian

Representative Lonnie Napier

Representative Fred Nesler

Representative Stephen Nunn

Representative Charles Siler

Representative John Will Stacy

Representative Mark Treesh

**Appropriations and Revenue Continued (H)**

Representative John Vincent

Representative Jim Wayne

Representative Pete Worthington

**Banking and Insurance (H)**

Representative James Bruce, Chair

Representative Sheldon Baugh, Vice Chair

Representative Ira Branham, Vice Chair

Representative R J Palmer, II, Vice Chair

Representative John Adams

Representative Stanton Cave

Representative Brian Crall

Representative Ron Crimm

Representative Robert Damron

Representative Charles Geveden

Representative James Gooch

Representative Susan D. Johns

Representative Billy Polston

Representative Frank Rasche

Representative Steve Riggs

Representative Arnold Simpson

Representative Dottie Sims

Representative Roger Thomas,

Representative Ken Upchurch

Representative Rob Wilkey

**Economic Development (H)**

Representative Ruth Ann Palumbo, Chair

Representative John Bowling, Vice Chair

Representative Dennis Horlander, Vice Chair

Representative Marie Rader, Vice Chair

Representative Scott Alexander

Representative Hoby Anderson

Representative Bo Ausmus, III

Representative Buddy Buckingham

Representative Perry Clark

Representative Jesse Crenshaw

**Economic Development Continued (H)**

Representative Tim Feeley

Representative Joseph Fischer

Representative Gross Lindsay

Representative Chris Ratliff

Representative Tom Riner

Representative Gary Tapp

Representative Jim Thompson

Representative Ken Upchurch

Representative Charles Walton

Representative Mike Weaver

**Education (H)**

Representative Frank Rasche, Chair

Representative Barbara Colter, Vice Chair

Representative Jon Draud, Vice Chair

Representative Charles Miller, Vice Chair

Representative Tom Riner, Vice Chair

Representative Arnold Simpson, Vice Chair

Representative Dottie Sims, Vice Chair

Representative Charles Walton, Vice Chair

Representative Larry Belcher

Representative Buddy Buckingham

Representative Mike Cherry

Representative Jack Coleman

Representative Hubert Collins

Representative Tim Feeley

Representative Gippy Graham

Representative Thomas Kerr

Representative Mary Lou Marzian

Representative Harry Moberly

Representative Charles Siler

Representative Kathy Stein

Representative Gary Tapp

Representative Jim Thompson

Representative Mark Treesh

**Elections, Constitutional Amendments & Intergovernmental Affairs (H)**

Representative Adrian Arnold, Chair

Representative Hoby Anderson, Vice Chair

Representative Perry Clark, Vice Chair

Representative Mary Lou Marzian, Vice Chair

Representative Woody Allen

Representative Joe Barrows

Representative Stanton Cave

Representative Gross Lindsay

**Health and Welfare (H)**

Representative Tom Burch, Chair

Representative Bob DeWeese, Vice Chair

Representative Susan D. Johns, Vice Chair

Representative Stephen Nunn, Vice Chair

Representative Kathy Stein, Vice Chair

Representative John Arnold, Jr.

Representative Bo Ausmus, III

Representative John Bowling

Representative Brian Crall

Representative Robert Damron

Representative James Gooch

Representative Bob Heleringer

Representative Eleanor Jordan

Representative Mary Lou Marzian

Representative Ruth Ann Palumbo

Representative Jon David Reinhardt

Representative Arnold Simpson

Representative Susan Westrom

**Judiciary (H)**

Representative Gross Lindsay, Chair

Representative Stanton Cave, Vice Chair

Representative Susan Westrom, Vice Chair

Representative Rob Wilkey, Vice Chair

Representative Brent Yonts, Vice Chair

Representative Ira Branham

Representative Kevin Bratcher

**Judiciary Continued (H)**

Representative Perry Clark

Representative Jesse Crenshaw

Representative Joseph Fischer

Representative Charles Geveden

Representative Bob Heleringer

Representative Jeffrey Hoover

Representative Joni Jenkins

Representative Thomas Kerr

Representative Frank Rasche

Representative Kathy Stein

Representative John Vincent

**Labor and Industry (H)**

Representative J. R. Gray, Chair

Representative Hoby Anderson, Vice Chair

Representative Charlie Hoffman, Vice Chair

Representative Joni Jenkins, Vice Chair

Representative Denver Butler

Representative Ricky Cox

Representative Dennis Horlander

Representative Eleanor Jordan

Representative Stephen Nunn

Representative Jim Stewart

Representative Johnnie Turner

Representative Tommy Turner

Representative Brent Yonts

**Licensing and Occupations (H)**

Representative Denver Butler, Chair

Representative Porter Hatcher Jr, Vice Chair

Representative Charles Miller, Vice Chair

Representative Jon David Reinhardt, Vice Chair

Representative Tom Burch

Representative Larry Clark

Representative Ron Crimm

Representative Jon Draud

Representative Dennis Horlander

Representative Eleanor Jordan

**Licensing and Occupations Continued (H)**

Representative Paul Marcotte

Representative Ruth Ann Palumbo

Representative Jim Stewart

**Local Government (H)**

Representative Steve Riggs, Chair

Representative John Adams, Vice Chair

Representative Ron Crimm, Vice Chair

Representative Thomas McKee, Vice Chair

Representative Jim Wayne, Vice Chair

Representative Adrian Arnold

Representative Bo Ausmus, III

Representative Jim Callahan

Representative Ricky Cox

Representative Bob DeWeese

Representative Jon Draud

Representative J. R. Gray

Representative Charlie Hoffman

Representative Joni Jenkins

Representative Marie Rader

Representative William Scott

Representative Roger Thomas

**Natural Resources and Environment (H)**

Representative James Gooch, Chair

Representative Woody Allen, Vice Chair

Representative Phillip Childers, Vice Chair

Representative Rocky Adkins

Representative Scott Alexander

Representative Dwight Butler

Representative Hubert Collins

Representative Ricky Cox

Representative Porter Hatcher Jr

Representative Jeffrey Hoover

Representative R. J. Palmer, II

Representative Johnnie Turner

Representative Robin Webb

Representative Brent Yonts

**Rules (H)**

Representative Jody Richards, Chair

Representative Rocky Adkins

Representative Woody Allen

Representative Adrian Arnold

Representative Joe Barrows

Representative Sheldon Baugh

Representative Jim Callahan

Representative Stanton Cave

Representative Larry Clark

Representative Jack Coleman

Representative Bob DeWeese

Representative Danny Ford

Representative Charles Geveden

Representative Porter Hatcher, Jr.

Representative Thomas Kerr

Representative Jimmie Lee

Representative Fred Nesler

Representative Steve Riggs

Representative John Will Stacy

Representative Greg Stumbo

Representative Rob Wilkey

**Seniors, Military Affairs and Public Safety (H)**

Representative Mike Weaver, Chair

Representative Carolyn Belcher, Vice Chair

Representative Kevin Bratcher, Vice Chair

Representative Jim Thompson, Vice Chair

Representative Woody Allen

Representative Sheldon Baugh

Representative Larry Belcher

Representative Tom Burch

Representative Danny Ford

Representative Gippy Graham

Representative Jodie Haydon

Representative Jeffrey Hoover

Representative Fred Nesler

Representative Billy Polston

Representative Steve Riggs

**Seniors, Military Affairs and Public Safety Continued (H)**

Representative Tom Riner

Representative Charles Siler

Representative Susan Westrom

**State Government (H)**

Representative Charles Geveden, Chair

Representative Eddie Ballard, Vice Chair

Representative James Bruce, Vice Chair

Representative Buddy Buckingham, Vice Chair

Representative Mike Cherry, Vice Chair

Representative Paul Marcotte, Vice Chair

Representative Lonnie Napier, Vice Chair

Representative John Adams

Representative Joe Barrows

Representative Carolyn Belcher

Representative Dwight Butler

Representative Jim Callahan

Representative Larry Clark

Representative Brian Crall

Representative Tim Feeley

Representative Jimmie Lee

Representative Chris Ratliff

Representative Jon David Reinhardt

Representative John Will Stacy

Representative Jim Wayne

Representative Robin Webb

Representative Pete Worthington

**Tourism Development and Energy (H)**

Representative Thomas Kerr, Chair

Representative Joseph Fischer, Vice Chair

Representative Gippy Graham, Vice Chair

Representative Jodie Haydon, Vice Chair

Representative Thomas McKee, Vice Chair

Representative Johnnie Turner, Vice Chair

Representative Robin Webb, Vice Chair

Representative Royce Adams

Representative Eddie Ballard

**Tourism Development and Energy Continued (H)**

Representative Carolyn Belcher

Representative Kevin Bratcher

Representative Phillip Childers

Representative Danny Ford

Representative J. R. Gray

Representative Charles Walton

**Transportation (H)**

Representative Hubert Collins, Chair

Representative Larry Belcher, Vice Chair

Representative Chris Ratliff, Vice Chair

Representative William Scott, Vice Chair

Representative John Will Stacy, Vice Chair

Representative Rocky Adkins

Representative John Arnold Jr.

Representative Eddie Ballard

Representative John Bowling

Representative Ira Branham

Representative Denver Butler

Representative Barbara Colter

Representative Jodie Haydon

Representative Jimmie Lee

Representative Paul Marcotte

Representative Charles Miller

Representative Lonnie Napier

Representative Marie Rader

Representative Tommy Turner

Representative John Vincent

Representative Mike Weaver

Representative Pete Worthington

**Motions, Petitions and Communications**

Representative Riggs moved the adoption of the following **Legislative Citation No. 11**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Steve Flesch upon being named the 1998 PGA Tour Rookie of the Year. A distinguished graduate of the University of Kentucky who turned Pro in 1990, this outstanding athlete has led a remarkable career prior to joining the PGA Tour, winning the Nike Tour Championship in 1997, the Kentucky Open in 1991 and 1993, and being named NIKE TOUR Player of the Month in October 1997. His phenomenal rookie season as a member of the PGA Tour resulted in fourteen top-25 finishes, including second place honors in the Freeport-McDermott Classic, a tie for thirteenth place in the PGA Championship and placed him 35th on the money list with $777,186 in total earnings. Inasmuch as this esteemed Kentucky citizen has demonstrated remarkable talent and ability by his efforts during the 1998 season, the members of this distinguished body are pleased to join with Representative Steve Riggs in

commending Steve Flesch for this notable achievement and in extending to him best wishes for continued success in the future.

**Legislative Citation No. 11** was adopted without objection.

Representative Riner moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

**HR 10**, by Representative Riner: A RESOLUTION relating to charity.

Representative Riner moved the adoption of the following **HR 10**:

**HR 10,** A RESOLUTION relating to charity.

WHEREAS, religious, civic, charitable, educational, and other nonprofit organizations continue to provide essential services to the citizens of the Commonwealth of Kentucky; and

WHEREAS, members of the Kentucky General Assembly have the opportunity to purchase highly prized tickets to Kentucky's most celebrated sporting events; and

WHEREAS, allowing nonprofit organizations to use these tickets to fundraise for worthwhile projects achieves a significant benefit for the Commonwealth;

NOW, THEREFORE,

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. This honorable body urges its members to consider donating tickets for sporting events to charity or allowing various religious, charitable, educational, and other nonprofit organizations to purchase their tickets at face value for the purpose of fundraising.

There being no objection **HR 10** was adopted.

Roll call to show co-sponsors of **HR 10**--J. Adams, Adkins, Alexander, Allen, Anderson, Ausmus, Ballard, Baugh, L. Belcher, Branham, D. D. Butler, Cave, Childers, P. Clark, Colter, Cox, Crall, Crenshaw, Crimm, Fischer, Ford, Gooch, Gray, Haydon, Moberly, Napier, Rader, Riner, Scott, Siler, Stein, Stewart, Stumbo, Tapp, J. Turner, Webb, Westrom.

Representative Riggs inquired if **HR 10** had gone through the Committee system. The Speaker replied it had not due to the time element.

Roll Call Vote for **HR 10**: Yeas - 37; Nays - 4; Not Voting - 58; Vacant - 1

**YEAS: 37**

| | | | |
|---|---|---|---|
| ADAMS,J. | BUTLER,D.D | FISCHER | SCOTT |
| ADKINS | CAVE | FORD | SILER |
| ALEXANDER | CHILDERS | GOOCH | STEIN |
| ALLEN | CLARK,P. | GRAY | STEWART |
| ANDERSON | COLTER | HAYDON | STUMBO |
| AUSNUS | COX | MOBERLY | TAPP |
| BALLARD | CRALL | NAPIER | TURNER,J. |
| BAUGH | CRENSHAW | RADER | WEBB |
| BELCHER,L. | CRIMM | RINER | WESTROM |
| BRANHAM | | | |

**NAYS: 4**

| | | | |
|---|---|---|---|
| CLARK,L. | HORLANDER | PALUMBO | RICHARDS |

**NOT VOTING: 58**

| | | | |
|---|---|---|---|
| ADAMS,R. | DAMRON | LINDSAY | SIMS |
| ARNOLD,A. | DEWEESE | MARCOTTE | STACY |
| ARNOLD,J. | DRAUD | MARZIAN | THOMAS |
| BARROWS | FEELEY | MCKEE | THOMPSON |
| BELCHER,C. | GEVEDEN | MILLER | TREESH |
| BOWLING | GRAHAM | NESLER | TURNER,T. |
| BRATCHER | HATCHER | *NUNN* | UPCHURCH |
| BRUCE | HELERINGER | PALMER | VINCENT |
| BUCKINGHAM | HOFFMAN | POLSTON | WALTON |
| BURCH | HOOVER | RASCHE | WAYNE |
| BUTLER,D | *JENKINS* | RATLIFF | WEAVER |
| CALLAHAN | *JOHNS* | REINHARDT | WILKEY |
| CHERRY | JORDAN | RIGGS | WORTHINGTON |
| COLEMAN | KERR | SIMPSON | YONTS |
| COLLINS | LEE | | |

Representative Colter moved the adoption of the following **HR 9**:

**HR 9,** A RESOLUTION adjourning the House sine die in honor of Tim Couch of Hyden, Kentucky.

WHEREAS, Tim Couch, quarterback of the University of Kentucky Wildcat Football team, announced Thursday, January 7, 1999, that he is forfeiting his final year of college eligibility to enter the NFL draft; and

WHEREAS, during his football career at the University of Kentucky, Tim Couch set passing records for both the Southeastern Conference and the NCAA nationally; and

WHEREAS, from 1996 through 1998, Tim Couch attempted 1,184 passes, completing 825 with only 37 interceptions; and

WHEREAS, Tim Couch threw for 8,771 yards and 76 touchdowns as a Kentucky Wildcat; and

WHEREAS, Tim Couch was a candidate for the Heisman Trophy in 1998;

NOW, THEREFORE,

***Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:***

Section 1. The members of this body, both individually and collectively, hereby extend hearty congratulations and best wishes to Tim Couch as he leaves the University of Kentucky to enter the NFL draft.

Section 2. The House extends its thanks to Tim Couch for choosing to stay home and rebuild the football program at the University of Kentucky, even though he could have gone to any university in the country.

Section 3. When the House does adjourn sine die this day, Friday, January 8, 1999, it does so in honor of Tim Couch.

Section 4. The Clerk of the House is directed to transmit a copy of this Resolution to Tim Couch of Hyden, Kentucky.

There being no objection **HR 9** was adopted.

Roll call to show co-sponsors of **HR 9**--J. Adams, R. Adams, Adkins, Alexander, Allen, Anderson, A. Arnold, J. Arnold, Ausmus, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Buckingham, D. D. Butler, Callahan, Cave, Cherry, Childers, L. Clark, P. Clark, Collins, Colter, Cox, Crall, Crenshaw, Crimm, Damron, DeWeese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Hoover, Horlander, Johns, Jordan, Kerr, Lee, Lindsay, Marcotte, Marzian, McKee, Moberly, Napier, Nesler, Nunn, Palmer, Palumbo, Rader, Rasche, Reinhardt, Richards, Riggs, Riner, Scott, Siler, Simpson, Sims, Stacy, Stein, Stewart, Stumbo, Tapp, Thomas, Thompson, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Yonts.

Representative Cherry moved the adoption of the following **Legislative Citation No. 12**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors the Caldwell County High School Football Team for the extraordinary exhibition of courage and determination which resulted in this phenomenal group of athletes overcoming insurmountable odds and defeating the Danville Admirals to win the Class 2A KHSAA State Championship. Under the guidance of Head Coach Pat Gates, this celebrated team overcame a twenty-five point deficit in the fourth quarter to attain the school's first state title in thirty-five years. Whereas, this momentous accomplishment is the result of the dedication, ability and enthusiastic, winning attitude demonstrated by the members and coaching staff of the Tiger football team and whereas, their amazing efforts embody the true spirit of sportsmanship and team spirit associated with high school athletics; therefore, this prestigious body is pleased to join with Representative Mike Cherry in congratulating the Caldwell County High School Football Team for athletic performance which has added to the rich tradition of the Caldwell County High School athletic program and brought great honor and esteem to this school and this community.

**Legislative Citation No. 12** was adopted without objection.

Representative Cherry moved the adoption of the following **Legislative Citation No. 13**. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and commends Ralph Smith on the auspicious occasion of his retirement after forty-one years of dedicated public service as an elected official in Livingston County. Serving in the capacities of County Sheriff, County Judge and, more recently, County Judge/Executive, this distinguished gentleman brought to each post the vision, dedication and integrity required to faithfully execute the duties of his office. The members of this prestigious body are pleased to join Representative Mike Cherry in expressing deep appreciation to Ralph Smith for the extraordinary efforts he has made on behalf of the residents of Livingston County and for serving as a remarkable example of outstanding community leadership and devoted public service.

**Legislative Citation No. 13** was adopted without objection.

Representative Stumbo moved that the rules be suspended to act upon **SCR 21**. Agreed.

Representative Stumbo moved the adoption of the following **SCR 21**:

**SCR 21,** A CONCURRENT RESOLUTION adjourning the 1999 Organizational Session of the General Assembly sine die.

***Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:***

Section 1. When the Senate and the House of Representatives adjourn on January 8, 1999, they do adjourn sine die.

There being no objection **SCR 21** was adopted.

Representative Stumbo moved that the reading of the Journal of January 8, 1999 be dispensed with and same approved. Agreed. Representative Stumbo moved that the reading of the Journal of the House of Representatives for the Organizational Session of 1999 be dispensed with and the same approved. Agreed.

**Announcements**

The following meetings were announced:

Jefferson County Caucus, Room 131, upon adjournment

Judiciary, Room 129, upon adjournment

Local Government, upon adjournment, Room 149

The following meeting was canceled:

Agriculture and Small Business, January 13, 1999

**Adjournment**

Representative Stumbo moved that the House adjourn sine die until Tuesday, January 4, 2000 unless called into extraordinary session by the Governor.

On the roll call the vote was **Yeas 79**--J. Adams, R. Adams, Adkins, Alexander, Allen, Anderson, A. Arnold, J. Arnold, Ausmus, Ballard, Barrows, Baugh, C. Belcher, L. Belcher, Bowling, Branham, Buckingham, D. Butler, D. D. Butler, Callahan, Cave, Cherry, Childers, L. Clark, P. Clark, Colter, Cox, Crenshaw, Crimm, Damron, DeWeese, Feeley, Fischer, Ford, Geveden, Gooch, Graham, Gray, Haydon, Hoffman, Horlander, Johns, Jordan, Kerr, Lee, Marcotte, Marzian, McKee, Moberly, Nesler, Nunn, Palmer, Palumbo, Rader, Rasche, Reinhardt, Richards, Riggs, Scott, Siler, Simpson, Sims, Stacy, Stewart, Stumbo, Tapp, Thomas, Thompson, Treesh, J. Turner, T. Turner, Upchurch, Vincent, Wayne, Weaver, Webb, Westrom, Wilkey, Yonts. **Nays 1**--Crall.

The motion to adjourn sine die was adopted.

# APPENDIX A

## 1999 ORGANIZATIONAL SESSION

## HISTORY TABLES OF ACTION

## APPENDIX A - HISTORY OF HOUSE RESOLUTIONS IN HOUSE
### 1999 Organizational Session

Numbers refer to page of House Journal. The text of a resolution is given on first reading or adoption.

| Res No. | Intro-duced | Re-ferred | Re-ported | 1st | Readings 2nd | 3rd | Sub or Amend | Voting* | House Message | Concur Activities | Enrolled (Del. to Gov.) | Other Action |
|---|---|---|---|---|---|---|---|---|---|---|---|---|
| HR 1 | 8 | | | | | | | 8 | | | | |
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Numbers refer to page of House Journal. The text of a resolution is given on first reading or adoption.
Concurrent resolutions are designated SCR.

| Res No. | Senate-Message | Re-ferred | Re-ported | 1st | Readings 2nd | 3rd | Sub or Amend | Voting* | Concur Activities | Enrolled (Del. to Gov.) | Other Action |
|---|---|---|---|---|---|---|---|---|---|---|---|
| SCR 21 | 39 | | | | | | | 55 | | | |

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